

Insights, News & Events

NOT ALL COMMUTE TIME COMPENSABLE UNDER 'CONTINUOUS WORKDAY' RULE

News

Aug 2, 2011

Lawrence McGoldrick of the Atlanta office is quoted in the August issue of *InsideCounsel* in the article "Not All Commute Time Compensable Under 'Continuous Workday' Rule." The magazine reported on a 2nd Circuit decision that may have answered lingering questions about when the workday begins and ends for remote employees who commute to and from multiple worksites. The court ruled May 5 in *Kuebel v. Black & Decker* that because an employee works from home, not all time spent commuting is compensable under the "continuous workday" rule. Lawrence said that in-house legal counsel and HR managers struggle to deal with these types of Fair Labor Standards Act (FLSA) issues. "This is a particularly thorny issue because there's inconsistent case law out there."