

Supreme Court Says that Equitable Tolling Cannot Extend Rule 23(f) Deadline

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In a unanimous decision authored by Justice Sotomayor on February 26, 2019, the Supreme Court held that the 14-day deadline to seek permission to appeal a decision granting or denying class certification under [Federal Rule of Civil Procedure 23\(f\)](#) cannot be extended through the doctrine of equitable tolling. [Nutraceutical Corp. v. Lambert](#). The Court reversed the Ninth Circuit's decision, which had accepted a petition filed more than 14 days after the trial court's decertification order, because the plaintiff had "acted diligently."

[Read the full post on Proskauer's Class and Collective Actions blog.](#)

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