

# Old Navy Should Face NY Late Pay Suit, Judge Says

Law360 (November 16, 2022, 3:12 PM EST) -- Old Navy should not be able to dodge a former employee's lawsuit claiming she received late paychecks in violation of New York law, a federal magistrate judge said, finding the worker backed her claims that not receiving her paychecks weekly could have affected her finances.

seven days after the end of the week in which the wages are earned.

"While the harm Harris suffered may be difficult to measure or approximate, the harm is real, not hypothetical," Judge Gorenstein said.

Harris sued in November 2021 in New York federal court, alleging in her proposed class action that she spent more than 25% of her time performing manual work during her employment at Old Navy from 2018 to 2021. However, Harris said that she "was denied the time value of her money" and was "unable to invest, save or purchase utilizing the wages she earned" because Old Navy paid her on a biweekly basis.

Litigation over weekly pay for manual workers [has become more contentious](#) in the past few years in the wake of 2019's [Vega v. CM & Associates Construction Management LLC](#) 🍎



