

Supreme Court Declines to Review Class Certification of ATM Operator Class in Antitrust Case Against Mastercard and Visa

SCOTUS declines review of certification of a class of independent ATM Operators and two consumer classes in long-running case against Visa, Mastercard.

WASHINGTON, DC, USA, April 16, 2024 /EINPresswire.com/ -- An antitrust case brought by a nationwide class of independent (non-bank) ATM Operators can move forward against Visa and Mastercard after the Supreme Court denied the bankcard companies' petition for certiorari review of the D.C. Circuit Court of Appeals' 2023 decision affirming the district court's certification of the three classes.

The ATM Operators, represented by [MoginRubin](#) LLP, a specialty antitrust law firm, allege that Visa and Mastercard network rules violate the Sherman Antitrust Act.



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Jonathan Rubin

The appeals court found that all three classes satisfied the requirement of the rules for class actions, including the requirement that common questions must predominate over individualized issues.

"The petition was not well-founded," said [Jonathan Rubin](#), counsel for the ATM Operator class. "Mastercard and Visa tried to claim that there was some circuit conflict over the law governing the evidentiary standards for certifying a

class. That's just not true. The federal law on class certification has been well-settled for several years now," Rubin said. "In light of that," he said, "the Supreme Court's rejection of the petition seemed to be obvious."



Antitrust Law and Competition Specialization

Antitrust law firm MoginRubin LLP announces advancement of class action litigation against Visa, Mastercard.

The Independent Operator Class is represented by Jonathan Rubin, [Dan Mogin](#), Tim LaComb, and Joy Sidhwa of MoginRubin LLP. The case is National ATM Council Inc., et al. v. Visa Inc., et al., No. 1:11-CV-01803-RJL, (D.D.C., filed October 12, 2011); No. 21-7109 (D.C. Cir., 2023); No. 23-814 (Sup. Ct.).

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