

IN THE COURT OF APPEALS OF IOWA

No. 14-0866
Filed April 8, 2015

PHILIP AMOR and BRITTANY AMOR,
Plaintiffs-Appellees,

vs.

**BRADFORD HOUSER, RIVER RIDGE
PLACE, LLC and HOUSER
ENTERPRISES, INC.,**
Defendants-Appellants.

Appeal from the Iowa District Court for Johnson County, Mitchell E.
Turner, Judge.

A landlord appeals the district court order approving the tenants' motion
for class certification. **AFFIRMED.**

Richard L. Fehseke III of Fehseke & Gray Law Offices, Fort Madison, for
appellants.

Christopher S. Warnock and Christine Bower of Iowa Tenants' Project,
Iowa City, for appellees.

Considered by Danilson, C.J., and Doyle and Tabor, JJ.

TABOR, J.

River Ridge Place, LLC, Houser Enterprises, Inc., and Bradford Houser appeal an order by the district court granting a motion by tenants Philip and Brittany Amor to certify a class action under Iowa Rules of Civil Procedure 1.261, 1.262, and 1.263. The Amors point out that we rejected a very similar challenge in *Staley v. Barkalow*, No. 12-1031, 2013 WL 2368825, at *8 (Iowa Ct. App. May 30, 2013) (holding tenants may show harm from a landlord's willful and knowing inclusion of illegal lease provisions even without enforcement by the landlord). Finding the district court correctly certified the class based on our analysis in *Staley*, we affirm without opinion under Iowa Rule of Appellate Procedure 6.1203(a) and (d).

AFFIRMED.



IOWA APPELLATE COURTS

State of Iowa Courts

Case Number
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Case Title
Amor v. Houser

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