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January 20, 2021

Wage & Hour Developments

## California's Supreme Court Confirms the Retroactivity of the ABC Test Established in the 2018 Dynamex Decision

On January 14, 2021, the California Supreme Court decided *Vazquez v. Jan-Pro Franchising International, Inc.* The decision holds that the ABC test used to determine independent contractor versus employee status for purposes of California's Wage Orders, announced in *Dynamex Operations West, Inc. v. Superior Court* (2018) 4 Cal.5th 903, applies retroactively. [Read the full update on PerkinsCoie.com.](#)

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