

# Employment Law Monthly - May 2014

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## **Two Weeks' Vacation: Just What The Doctor Ordered**

*By Kerri A. Wright*

Recently, in *Hurley v. Kent of Naples, Inc.*, 746 F.3d 1161 (11th Cir. 2014), the United States Court of Appeals for the Eleventh Circuit vacated a \$1 million award in favor of an executive of Kent of Naples, Inc., who had claimed his company violated the Family Medical Leave Act when it refused to permit him to take certain set vacation times throughout the year in order to stave off alleged bouts of depression and anxiety. The Eleventh Circuit found that Hurley's requested leave did not qualify for protection under the Family Medical Leave Act ("FMLA").