

1 **BLUMENTHAL NORDREHAUG BHOWMIK**
2 **DE BLOUW LLP**

3 Norman B. Blumenthal (State Bar #068687)
4 Kyle R. Nordrehaug (State Bar #205975)
5 Aparajit Bhowmik (State Bar #248066)
6 2255 Calle Clara
7 La Jolla, CA 92037
8 Telephone: (858)551-1223
9 Facsimile: (858) 551-1232
10 Website: www.bamlawca.com

11 Attorneys for Plaintiff

12 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
13 **IN AND FOR THE COUNTY OF RIVERSIDE**

14 ERIC HARROLD, an individual, on behalf
15 of himself, and on behalf of all persons
16 similarly situated,

17 Plaintiffs,

18 vs.

19 SPARTAN EDUCATION GROUP, LLC, a
20 Limited Liability Corporation, and DOES 1
21 through 50, inclusive,

22 Defendants.

CASE No. **CVRI2300320**

**NOTICE OF MOTION AND MOTION
FOR PRELIMINARY APPROVAL OF
CLASS SETTLEMENT**

Hearing Date: February 27, 2024
Hearing Time: 8:30 a.m.

Judge: Hon. Harold W. Hopp
Dept: 1

Action Filed: January 19, 2023
Trial Date: Not Set

1 **TO ALL THE PARTIES AND THEIR RESPECTIVE ATTORNEYS OF RECORD:**

2 YOU ARE HEREBY NOTIFIED THAT at 8:30 a.m. on February 27, 2024, or as soon
3 thereafter as the matter can be heard, in Department 1 at the above entitled Court before the
4 Honorable Harold W. Hopp, Plaintiff Eric Harrold (“Plaintiff”) will apply for an order:
5 (1) preliminarily approving the proposed settlement of this class action with Defendant Spartan
6 Education Group, LLC (“Defendant”); (2) for settlement purposes only, conditionally certifying the
7 following Class: “all individuals who were employed by Defendant in California and classified as a
8 non-exempt employee at any time during the Class Period, excluding those employees who signed
9 severance agreements”, which is January 19, 2019 through January 5, 2024; (3) provisionally
10 appointing Plaintiff as the representatives of the Class; (4) provisionally appointing Norman B.
11 Blumenthal, Kyle R. Nordrehaug, Aparajit Bhowmik, Nicholas J. De Blouw, Jeffrey S. Herman,
12 Sergio J. Puche, and Trevor G. Moran of Blumenthal Nordrehaug Bhowmik De Blouw LLP as
13 Class Counsel for the Class; (5) approving the form and method for providing class-wide notice;
14 (6) directing that notice of the proposed settlement be given to the class; (7) appointing Apex Class
15 Action Administration as Administrator, and (8) scheduling a final approval hearing for the
16 proposed date of July 30, 2024 to consider Plaintiff’s motion for final approval of the settlement
17 and for approval of attorneys’ fees and litigation expenses.

18 This motion for preliminary approval of the class settlement is brought pursuant to
19 California Rules of Court, rule 3.769. Plaintiff’s motion will be based on this notice of motion and
20 motion, the accompanying points and authorities, the Declaration of Kyle Nordrehaug, the
21 Declaration of Plaintiff Eric Harrold, the Class Action and PAGA Settlement Agreement
22 (“Agreement”) between the Parties, and the complete files and records in this action. Because all
23 Parties have agreed to the proposed class settlement, this motion is not opposed by Defendant.

24 Respectfully submitted,

25 Dated: January 25, 2024

**BLUMENTHAL NORDREHAUG BHOWMIK
DE BLOUW LLP**

27 By: /s/ Kyle Nordrehaug
Norman B. Blumenthal, Esq.
Kyle R. Nordrehaug, Esq.
Attorney for Plaintiff