1 2 3 4 5 6 7 8 9 10	BLUMENTHAL NORDREHAUG BHOW DE BLOUW LLP Norman B. Blumenthal (State Bar #068687 Kyle R. Nordrehaug (State Bar #205975) Aparajit Bhowmik (State Bar #248066) 2255 Calle Clara La Jolla, CA 92037 Telephone: (858)551-1223 Facsimile: (858) 551-1232 Email: Kyle@bamlawca.com Website: www.bamlawca.com Attorneys for Plaintiffs	
	IN AND FOR THE COUNTY OF KERN	
11	IN AND FOR THE COUNTY OF KERN	
12	ISAAC RODRIGUEZ, MARIA	CASE NO.: BCV-23-100142
13	ALVAREZ, CECILIO GUZMAN VIVEROS, KATE LOPEZ and	
14 15	GILBERTO SERRATOR MORENO, individuals, on behalf of themselves and	NOTICE OF MOTION AND UNOPPOSED MOTION FOR
15	on behalf of all persons similarly situated,	PRELIMINARY APPROVAL OF CLASS SETTLEMENT
17	Plaintiffs,	
18		Hearing Date: May 30, 2024 Hearing Time: 8:30 a.m.
19	FEGHALI FOODS, a Corporation; and DOES 1 through 50, inclusive,	Judge: Hon. T. Mark Smith Dept.: T-2
20	Defendants.	*
21		Action Filed: January 17, 2023 Trial Date: Not set
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26	TO ALL THE PARTIES AND THEIR RESPECTIVE ATTORNEYS OF RECORD:	
27	YOU ARE HEREBY NOTIFIED THAT at 8:30 a.m. on May 30, 2024 in	
28	Department T-2 at the above entitled Court before the Honorable T. Mark Smith, Plaintiffs	
	NOTICE OF MOTION AND MOTION FOR PRELIMINARY APPROVAL OF CLASS SETTLEMENT -1- Case No. BCV-23-100142	

1 Isaac Rodriguez, Maria Alvarez, Cecilio Guzman Viveros, Kate Lopez, and Gilberto Serrato 2 Moreno ("Plaintiffs") will apply for an order: (1) preliminarily approving the proposed 3 settlement of this class action with Defendant Feghali Foods ("Defendant"); (2) for 4 settlement purposes only, conditionally certifying the Class, which is comprised of "all 5 individuals who were employed by Defendant in California and classified as a non-exempt 6 employee at any time during the Class Period"; (3) provisionally appointing Plaintiffs as the 7 representatives of the Class; (4) provisionally appointing Norman B. Blumenthal, Kyle R. 8 Nordrehaug, Aparajit Bhowmik, Nicholas J. De Blouw, Jeffrey S. Herman, Sergio J. Puche, 9 and Trevor G. Moran of Blumenthal Nordrehaug Bhowmik De Blouw LLP as Class 10 Counsel; (5) approving the form and method for providing class-wide notice; (6) directing 11 that notice of the proposed settlement be given to the class; (7) appointing Apex Class 12 Action as Administrator, and (8) scheduling a final approval hearing date, proposed for 13 October 1, 2024 which is at least 120 days from preliminary approval, to consider Plaintiffs' 14 motion for final approval of the settlement and for approval of attorneys' fees and expenses. 15 This unopposed motion for preliminary approval of the class settlement is brought pursuant to California Rules of Court, rule 3.769. Plaintiffs' motion will be based on this 16 17 notice of motion and motion, the accompanying memorandum of points and authorities, the 18 Declaration of Kyle Nordrehaug, the Declarations of the Plaintiffs, the Class Action and 19 PAGA Settlement Agreement ("Agreement") between the Parties, and the complete files and

20 records in this action. Because all Parties have agreed to the proposed class settlement, this21 motion is not opposed by Defendant.

Respectfully submitted,

23 Dated: May 1, 2024

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BLUMENTHAL NORDREHAUG BHOWMIK DE BLOUW LLP By: <u>/s/ Kyle Nordrehaug</u> Kyle B. Nordrehaug, Esq.

Kyle R. Nordrehaug, Esq. Attorney for Plaintiffs