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Attorneys for Plaintiff CLAUDIA NUNEZ PORCAYO

SUPERIOR COURT FOR THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF LOS ANGELES

CLAUDIA NUNEZ PORCAYO, on behalf of
herself and on behalf of all persons similarly
situated,

Plaintiffs,

v.

THE WHOLE CHILD – MENTAL HEALTH &
HOUSING SERVICES, a California
Corporation; and DOES 1-50, Inclusive,
Defendants.

Case No. 21STCV25160

[Complaint Filed 07/08/2021]

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

Hearing Date: August 3, 2022

Hearing Time: 9:00 a.m.

Judge: Maren Nelson

Dept.: 17

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

2 YOU ARE HEREBY NOTIFIED THAT at 9:00 a.m. on August 3, 2022, or as soon
3 thereafter as the matter can be heard, in Department 17 of the above-entitled Court, Plaintiff Claudia
4 Nunez Porcayo ("Plaintiff") will apply for an order (1) preliminarily approving the proposed class
5 action and PAGA settlement with defendant THE WHOLE CHILD – MENTAL HEALTH &
6 HOUSING SERVICES ("Defendant"); (2) approving the form and method for providing class-wide
7 notice; (3) directing that notice of the proposed settlement be given to the class; and (4) scheduling
8 a final approval hearing date to consider Plaintiff's motion for final approval of the settlement and
9 entry of the Judgment, and Plaintiff's motion for approval of attorneys' fees and litigation expenses.

10 This motion for preliminary approval of the class settlement is brought pursuant to
11 California Rules of Court, rule 3.769. Plaintiff's motion will be based on this notice of motion and
12 motion, the accompanying points and authorities, the Declaration of Jean-Claude Lapuyade, the
13 Declaration of Shani O. Zakay, the Stipulation of Settlement of Class and PAGA Action Claims
14 and Release of Claims ("Agreement") between the parties, and the complete files and records in
15 this action.

16 All parties have agreed to the proposed class settlement and have met and conferred
17 regarding the motion; therefore, this motion is not opposed by Defendant. As this Motion is
18 unopposed, the Parties respectfully request relief from the page limit requirement set by California
19 Rules of Court, Rule 3.1113(d).

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21 Respectfully submitted,

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23 DATED: July 12, 2022

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25 By: 

26 Shani O. Zakay
27 Attorney for Plaintiff
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