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Attorneys for Plaintiff JERMELL JONES

SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF KERN

JERMELL JONES, an individual, on behalf of
himself, and on behalf of all persons similarly
situated,

Plaintiff,

vs.

MARSHALL E. HELM CORP., a California
Corporation; and DOES 1 through 50, Inclusive,

Defendants.

Case No. BCV-21-102356

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

Date: August 14, 2023

Time: 8:30 a.m.

Judge: Hon. Bernard C. Barmann, Jr.

Dept.: H

1 TO THE COURT, ALL PARTIES, AND THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE that on August 14, 2023, at 8:30 a.m., or as soon thereafter as counsel
3 may be heard, in Department H of the Kern Superior Court, 1215 Truxtun Ave, Bakersfield, CA
4 93301, the Honorable Judge Bernard C. Barmann, Jr. presiding, plaintiff JERMELL JONES will, and
5 hereby does, move this Court to:

6 1. Preliminarily approve the settlement described in the Stipulation of Settlement of Class
7 and PAGA Action Claims and Release of Claims ("Agreement") attached as Exhibit A to the
8 Declaration of Jean-Claude Lapuyade filed concurrently herewith;

9 2. Conditionally certify the Settlement Class;

10 3. Approve distribution of the proposed Notice Packet to the Settlement Class;

11 4. Appoint Plaintiff JERMELL JONES as the Class Representative;

12 5. Appoint the JCL Law Firm, APC and Zakay Law Group, APLC as Class Counsel; and

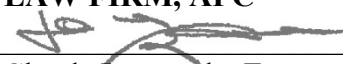
13 7. Set a hearing date for final approval of the settlement.

14 This Motion is based upon: (1) this Notice of Motion; (2) the Memorandum of Points and
15 Authorities in Support of Motion for Preliminary Approval of Class Action and PAGA Settlement; (3)
16 the Declaration of Jean-Claude Lapuyade, Esq.; (4) the Declaration of Shani O. Zakay, Esq.; (5) the
17 Declaration of Lisa Mullins of ILYM Group, Inc. in Support of Plaintiff's Motion for Preliminary
18 Approval of Class Action and PAGA Settlement; (6) the Declaration of Jermell Jones; (7) the
19 Stipulation of Settlement of Class and PAGA Action Claims and Release and exhibit attached thereto;
20 (8) the [Proposed] Order Granting Preliminary Approval of Class Action and PAGA Settlement and
21 exhibits attached thereto; (9) the records, pleadings, and papers filed in this action; and (10) upon such
22 other documentary and oral evidence or argument as may be presented to the Court at or prior to the
23 hearing of this Motion.

24 As this Motion is unopposed, the Parties respectfully request relief from the page limit
25 requirement set by California Rules of Court, Rule 3.1113(d).

26 Dated: July 3, 2023

JCL LAW FIRM, APC

27 By: 
Jean-Claude Lapuyade, Esq.
28 Attorneys for Plaintiff