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Attorneys for Plaintiff Gail Wilkerson, on behalf of herself, and all other similarly-situated employees

SUPERIOR COURT OF CALIFORNIA

COUNTY OF SAN DIEGO

GAIL WILKERSON, on behalf of herself
and all other similarly-situated employees,

Plaintiff,

v.

INTUIT, INC., a Delaware Corporation; and
DOES 1 through 100, Inclusive,

Defendants.

Case No. 37-2020-00030371-CU-OE-CTL
ASSIGNED FOR ALL PURPOSES TO:
The Honorable Gregory W. Pollack
Department C-71

CLASS ACTION

**NOTICE OF MOTION AND MOTION FOR
ORDER GRANTING FINAL APPROVAL OF
CLASS ACTION AND PAGA SETTLEMENT
AND ENTERING JUDGMENT**

Hearing Set By Court Order ROA # 59

Date: February 3, 2023

Time: 9:30 a.m.

Dept: C-71

Judge: Honorable Gregory W. Pollack

[IMAGED FILE]

Complaint filed: August 28, 2020

Trial date: Not set

1 PLEASE TAKE NOTICE, on February 3, 2023 at 9:30 a.m., or as soon as the matter may
2 be heard in Department C-71 of the above captioned court located at 330 W. Broadway, San
3 Diego, California, 92101, Honorable Gregory W. Pollack presiding, Plaintiff Gail Wilkerson,
4 on behalf of herself and the putative class, will move this Court for an Order Granting Final
5 Approval of Class Action Settlement and Entering Judgment as set forth in the Joint Stipulation
6 of Class and PAGA Representative Action Settlement and Release filed with this Court on
7 March 29, 2022 (“Settlement Agreement”). Plaintiff moves this Court to:

- 8 1. Finally adjudicate the Settlement is fair, reasonable, and adequate;
- 9 2. Direct distribution of Individual Settlement Payments by the Settlement
10 Administrator to all Participating Class Members in accordance with the Settlement Agreement;
- 11 3. Approve and direct payment to Class Counsel for their attorneys’ fees in the sum
12 of \$50,000.00 and reimbursement of their litigation costs of \$8,000.00;
- 13 4. Approve and direct the Class Representative Service Payment of \$10,000.00 to
14 Plaintiff Gail Wilkerson;
- 15 5. Approve and direct the payment to Phoenix Settlement Administrators, the
16 appointed Settlement Administrator, of \$6,000.00 for its fees and costs in administering the
17 Settlement;
- 18 6. Approve the PAGA Payment to California’s Labor and Workforce Development
19 Agency of \$7,500.00 (75% of \$10,000.00); and,
- 20 7. Direct the Clerk of the Court to enter final judgment, and without affecting the
21 finality of the final judgment, to reserve the Court’s continuing jurisdiction over the Parties for
22 the purposes of implementing, enforcing, or administering the terms of the Settlement
23 Agreement.

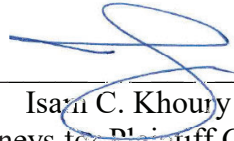
24 This motion is made on the grounds that the proposed Settlement, preliminarily approved
25 by this Court on September 30, 2022 (ROA #59), is the product of arms’-length, good-faith
26 negotiations, is fair and reasonable to the Class, and should now be finally approved, as more
27 fully discussed in the accompanying Memorandum in Support of Final Approval of Class
28 Action and PAGA Settlement and Entering Final Judgment.

1 This motion is based on this Notice of Motion, the Memorandum of Points and
2 Authorities in Support, Declarations of Class Counsel Isam C. Khoury and Emil Davtyan,
3 Declaration of Plaintiff Gail Wilkerson, Declaration of Taylor Mitzner on behalf of Phoenix
4 Settlement Administrators, the Settlement Agreement, the Notice of Class Action Settlement,
5 the Order Granting Preliminary Approval of Class Action and PAGA Settlement, the [Proposed]
6 Final Judgment and Order Granting Final Approval of Class and PAGA Action Settlement, the
7 Court's files in this matter, including but not limited to the Motion for Preliminary Approval of
8 Class Action and PAGA Settlement, and any other documents or evidence the Court may
9 consider at the hearing.

10 Respectfully submitted,

11 COHELAN KHOURY & SINGER
12 DAVTYAN LAW FIRM, INC.

13 Dated: January 11, 2023

14 By: 
15 Isam C. Khoury
16 Attorneys for Plaintiff GAIL WILKERSON