

ZAKAY LAW GROUP, APLC

Shani O. Zakay (State Bar #277924)
Jackland Hom (State Bar #327243)
5440 Morehouse Drive, Suite 3600
San Diego, CA 92121
Telephone: (619) 255-9047
Facsimile: (858) 404-9203

JCL LAW FIRM, APC

Jean-Claude Lapuyade (State Bar #248676)
Eduardo Garcia (State Bar #290572)
5440 Morehouse Drive, Suite 3600
San Diego, CA 92121
Telephone: (619) 599-8292
Facsimile: (619) 599-8291

Attorneys for Plaintiff SERGIO ABUNDIS

SUPERIOR COURT FOR THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF LOS ANGELES

SERGIO ABUNDIS, on behalf of himself
and on behalf of all persons similarly situated,

Plaintiffs,

v.

IMAGE 2000, a California Corporation; and
DOES 1-50, Inclusive,

Defendants.

Case No. 21STCV19193

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

Judge: Hon. Palazuelos
Dept.: 9

Hearing Date: March 3, 2022
Hearing Time: 10:00 a.m.

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

PLEASE TAKE NOTICE that on March 3, 2022, at 10:00 a.m., or as soon thereafter as counsel may be heard, in Department 9 of the Los Angeles Superior Court, located at 312 North Spring Street, Los Angeles, CA 90012, the Honorable Judge Yvette Palazuelos presiding, Plaintiff SERGIO ABUNDIS will, and hereby does, move this Court to:

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

2. Conditionally certify the Settlement Class;
3. Approve distribution of the proposed Notice of Class Action Settlement to the Settlement Class;
4. Appoint Plaintiff SERGIO ABUNDIS as the Class Representative;
5. Appoint the JCL Law Firm, APC and Zakay Law Group, APLC as Class Counsel; and
7. Set a hearing date for final approval of the settlement.

This Motion is based upon: (1) this Notice of Motion and Motion; (2) the Memorandum of Points and Authorities in Support of Motion for Preliminary Approval of Class Action Settlement; (3) the Declaration of Jean-Claude Lapuyade, Esq.; (4) the Declaration of Shani O. Zakay, Esq.; (5) the Declaration of Sergio Abundis; (6) the Declaration of Sean Hartranft (7) the Stipulation of Settlement of Class Action Claims and Release of Claims and exhibit attached thereto; (8) the [Proposed] Order Granting Preliminary Approval of Class Action Settlement and exhibits attached thereto; (9) the records, pleadings, and papers filed in this action; and (10) upon such other documentary and oral evidence or argument as may be presented to the Court at or prior to the hearing of this Motion.

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

Dated: February 7, 2022

JCL LAW FIRM, APC

By: 
 Jean-Claude Lapuyade
 Attorneys for Plaintiff