

JCL LAW FIRM, APC

Jean-Claude Lapuyade (State Bar #248676)

Eduardo Garcia (State Bar #290572)

5440 Morehouse Drive, Suite 3500

San Diego, CA 92121

Telephone: (619)599-8292

Facsimile: (619) 599-8291

jlapuyade@jcl-lawfirm.com

egarcia@jcl-lawfirm.com

ZAKAY LAW GROUP, APLC

Shani O. Zakay (State Bar #277924)

Jackland K. Hom (State Bar #327243)

5440 Morehouse Drive, Suite 3500

San Diego, CA 92121

Telephone: (619)255-9047

Facsimile: (858) 404-9203

shani@zakaylaw.com

jackland@zakaylaw.com

Attorneys for Plaintiff MONSERRAT LOPEZ

SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF VENTURA

MONSERRAT LOPEZ, an individual, on
behalf of herself, on behalf of all persons
similarly situated, and in her representative
capacity on behalf of the State of California and
fellow Aggrieved Employees,

Plaintiffs,

vs.

ADIDAS AMERICA, INC., an Oregon
corporation; and DOES 1 through 50, Inclusive;

Defendants.

Case No. 56-2021-00549844-CU-OE-VTA

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

Date: November 22, 2021

Time: 8:30 a.m.

Reservation No. 2582394

Judge: Hon. Mark Borrell

Dept.: 4

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

PLEASE TAKE NOTICE that on November 22, 2021, at 8:30 a.m., or as soon thereafter as counsel may be heard, in Department 4 of the Ventura Superior Court, the Honorable Judge Mark Borrell presiding, plaintiff MONSERRAT LOPEZ 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 MONSERRAT LOPEZ as the Class Representative;
5. Appoint the JCL Law Firm, APC and Zakay Law Group, APC 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 Monserrat Lopez; (6) the Stipulation of Settlement of Class Action Claims and Release of Claims and exhibit attached thereto; (7) the [Proposed] Order Granting Preliminary Approval of Class Action Settlement and exhibits attached thereto; (8) the records, pleadings, and papers filed in this action; and (9) 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: October 28, 2021

JCL LAW FIRM, APC

By: 
 Jean-Claude Lapuyade
 Attorneys for Plaintiff