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Attorneys for Plaintiff

SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF SACRAMENTO

NORMAN RESPASS, an individual, on behalf
of himself, and on behalf of all persons
similarly situated,

Plaintiff,

v.

THE SCION GROUP LLC, a Limited Liability
Company; and DOES 1 through 50, inclusive,

Defendants.

Case No.: 34-2020-00285285-CU-OE-GDS

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

Hearing Date: December 9, 2022
Hearing Time: 9:00am

Judge: Hon. Lauri A. Damrell
Department: 28

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

2 YOU ARE HEREBY NOTIFIED THAT at 9:00am on December 9, 2022 or as soon
3 thereafter as the matter can be heard, in Department 28 of the above entitled Court, before the
4 Honorable Judge Lauri Damrell, Plaintiff NORMAN RESPASS (“Plaintiff”) will apply for an order
5 (1) preliminary approving the proposed settlement of this class action with Defendant THE SCION
6 GROUP LLC (“Defendant”); (2) approving the form and method for providing class-wide notice;
7 (3) directing that notice of the proposed settlement be given to the class; and (4) scheduling a final
8 approving hearing date to consider Plaintiff’s motion for final approval of the settlement and entry
9 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 Shani O. Zakay, the Stipulation
13 of Settlement of Class and PAGA Action Claims and Release of Claims (“Agreement”) between
14 the parties, and the complete files and records in this action. All parties have agreed to the proposed
15 class settlement and have met and conferred regarding the motion; therefore, this motion is not
16 opposed by Defendant.

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1 Pursuant to Local Rule 1.06 (A), the court will make a tentative ruling on the merits of this
2 matter by 2:00 p.m., the court day before the hearing. The complete text of the tentative rulings for
3 the department may be downloaded from the Court's public access site. If you do not have online
4 access, you may call the dedicated phone number for the department as referenced in the local
5 telephone directory, between the hours of 2:00 p.m. and 4:00 p.m. on the court day before the
6 hearing and listen to the tentative ruling. If you do not call the court and the opposing party by 4:00
7 p.m. the court day before the hearing, no hearing will be held.

8 Respectfully submitted,

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10 DATED: November 15, 2022

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12 **ZAKAY LAW GROUP, APLC**

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14 By: 

15 Shani O. Zakay
16 Attorney for Plaintiff
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