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9
10 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
11 **FOR THE COUNTY OF SACRAMENTO**
(UNLIMITED JURISDICTION)

12 MIKAYLA HUDDLESTON, as an
13 “aggrieved employee” on behalf of other
14 similarly situated “aggrieved employees”
under the Labor Code Private Attorney
General Act of 2004,

15 *Plaintiff(s),*

16 *v.*

17 EASTER 263, INC., a California
18 corporation; and DOES 1 through 50,
19 inclusive,

Defendant(s)

Case no.: 34-2021-00295702

**NOTICE OF PLAINTIFF MIKAYLA
HUDDLESTON’S MOTION AND MOTION
FOR APPROVAL OF PAGA SETTLEMENT**

Action filed: 3/4/2021
Hearing Date: February 8, 2022
Hearing Time: 9:00 a.m.
Hearing Dept.: 54, Hon. Christopher E.
Krueger
Reservation ID: 2611118

Submitted Herewith Under Separate Cover

1. Memorandum of Points and Authorities;
2. Declaration of David Spivak;
3. Declaration of Walter Haines; and
4. [Proposed] Order and Judgment Approving
PAGA Settlement.



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1 TO ALL PARTIES, THE CALIFORNIA LABOR AND WORKFORCE DEVELOPMENT
2 AGENCY, AND THEIR ATTORNEYS OF RECORD:

3 PLEASE TAKE NOTICE that on February 8, 2022 at 9:00 a.m., or as soon thereafter as
4 the matter may be heard, in Department 54 of the Sacramento County Superior Court, located at
5 720 9th St, Sacramento, California, Plaintiff Mikayla Huddleston ("Plaintiff" or "Huddleston")
6 will and hereby does move this Court for an order approving the Settlement Agreement of Private
7 Attorneys General Act ("PAGA") Claims (the "Agreement" or "PAGA Settlement") and entering
8 the [Proposed] Order and Judgment Approving PAGA Settlement.

9 The PAGA Settlement is on behalf of Huddleston and all current and former non-exempt
10 employees who were employed by Defendant in California at any time from February 4, 2019
11 through September 14, 2020 (the "PAGA Settlement Employees"). Plaintiff alleges that
12 Defendant is liable to her and other PAGA Settlement Employees for (1) failure to pay wages for
13 all hours worked at the correct rates of pay, (2) failure to provide rest breaks, (3) failure to provide
14 all meal periods, (4) failure to provide accurate written wage statements, (5) failure to maintain
15 accurate employment records, (6) failure to timely pay wages during employment, (7) unlawful
16 deductions, and (8) failure to indemnify Plaintiff and the PAGA Settlement Employees for the
17 reasonable expenses incurred during the course of performing their duties. The Motion is based
18 on this Notice of Motion and Motion, the attached Memorandum of Points and Authorities, the
19 declarations of David Spivak and Walter Haines, the PAGA Settlement, all papers and pleadings
20 on file with the Court in this action, all matters judicially noticeable, and on such oral and
21 documentary evidence as may be presented in connection with the hearing on the Motion.

22 Respectfully submitted,

23 THE SPIVAK LAW FIRM

24 Dated: January 12, 2022

25 By: 
26 DAVID SPIVAK
27 MARALLE MESSRELIAN
Attorneys for Plaintiff, MIKAYLA
HUDDLESTON



28 SPIVAK LAW