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8 ANTHONY SIKES, and all others similarly situated  
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9  
10 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
11 **FOR THE COUNTY OF SOLANO**  
12 **(UNLIMITED JURISDICTION)**

13 ANTHONY SIKES, on behalf of himself, all  
14 others similarly situated, the general public, and  
15 as an “aggrieved employee” on behalf of other  
“aggrieved employees” under the Labor Code  
Private Attorneys General Act of 2004,

16 *Plaintiff(s),*

17 vs.

18 WING DHABA, INC., a California corporation;  
19 2 SINGHS HAVE WINGS, INC., a California  
20 corporation; DAD'S SAPNA INC., a California  
21 corporation; PKA CORPORATION, a  
California corporation; WINGS FOR 2 SINGHS  
22 INC, a California corporation; BIKRAMJIT  
SINGH RANDHAWA, an individual; and  
23 DOES 1–50, inclusive,

24 *Defendant(s).*

Case No. FCS054490

**PLAINTIFF ANTHONY SIKES’S  
NOTICE OF MOTION FOR  
PRELIMINARY APPROVAL OF  
CLASS ACTION SETTLEMENT**

Hearing Date: 4/26/2023  
Hearing Time: 9:30 a.m.  
Hearing Dept.: 3, The Honorable  
Stephen Gizzi

Action filed: March 05, 2020  
Trial Date: None Set

**Submitted Herewith Under Separate  
Cover:**

1. Memorandum of Points and Authorities;
2. Declaration(s) of David Spivak and Walter L. Haines; and
3. [Proposed] Order

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28 {RANDBI/0002/PLD/01981402.DOCX}



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

2 PLEASE TAKE NOTICE that on April 26, 2023 at 9:30 a.m., or as soon thereafter as the  
3 matter may be heard, in Department 3 of the Solano County Superior Court, located at Old Solano  
4 Courthouse, 580 Texas St., Fairfield, CA 94533, Plaintiff Anthony Sikes (“Plaintiff”) will and  
5 hereby does move this Court for an order: (1) granting class certification of the Settlement Class  
6 solely for settlement purposes pursuant to California Code of Civil Procedure section 382; (2)  
7 preliminarily approving the CLASS ACTION AND PAGA SETTLEMENT AGREEMENT  
8 AND CLASS NOTICE executed on March 16, 2023 (the “Settlement”)<sup>1</sup> between Plaintiff and  
9 Defendants Wing Dhaba, Inc., 2 Singhs Have Wings, Inc., Dad's Sapna, Inc., PKA Corporation,  
10 Wings For 2 Singhs Inc., and Bikramjit Singh Randhawa (collectively “Defendants”) (Plaintiff  
11 and Defendants are collectively the “Parties), (3) appointing David Spivak of The Spivak Law  
12 Firm and Walter L. Haines of United Employees Law Group as Class Counsel; (4) appointing  
13 Plaintiff as Class Representative; (5) approving the use of the proposed notice procedures and  
14 related forms; (6) directing that notice be mailed to the proposed Class; and (7) scheduling a  
15 hearing date for motion for final approval of class action settlement and awards of attorneys’ fees  
16 and costs.

17 The “Class” means all current and former persons employed by Defendants in California  
18 and classified as hourly, non-exempt who worked for Defendants at any time from March 5, 2016  
19 through April 14, 2023 (the earlier of the preliminary approval order date or 120 days from the  
20 execution of the Memorandum of Understanding of December 15, 2022 that preceded the  
21 Settlement Agreement).

22 This Motion is made on the following grounds: (1) the Class meets all the requirements  
23 for class certification for settlement purposes only under California Code of Civil Procedure  
24 section 382; (2) Plaintiff and his counsel are adequate to represent the Settlement Class; (3) the  
25 Settlement reflects a fair, adequate, and reasonable compromise of all disputed claims in view of  
26 Defendants’ potential liability exposure as compared against the risks of continued litigation; (4)

27 <sup>1</sup> The Settlement is attached as Exhibit 1 to the Declaration of David Spivak (“DS”), which is  
28 submitted herewith under a separate cover.



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1 the proposed notice procedures and related forms adequately apprise the Class Members of their  
2 rights under the Settlement and fully comport with due process; and (5) in view of the foregoing,  
3 notice should be disseminated to the Class Members and a hearing date for motion for final  
4 approval of class action settlement, and awards of attorneys' fees and costs should be set.

5 The Motion is based on this Notice of Motion and Motion, the attached Memorandum of  
6 Points and Authorities, the Declaration of David Spivak, the Declaration of Walter L. Haines, all  
7 papers and pleadings on file with the Court in this action, all matters judicially noticeable, and on  
8 such oral and documentary evidence as may be presented in connection with the hearing on the  
9 Motion.

10 Respectfully submitted,

11 THE SPIVAK LAW FIRM

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13 Dated: April 3, 2023

14 By:

15 DAVID G. SPIVAK, Attorneys for  
16 Plaintiff(s), ANTHONY SIKES, and all  
17 others similarly situated



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