

1 DAVID G. SPIVAK (SBN 179684)
david@spivaklaw.com
2 CHRISTINA PREJEAN (SBN 314772)
christina@spivaklaw.com
3 MAYA CHEAITANI (SBN 335777)
maya@spivaklaw.com
4 THE SPIVAK LAW FIRM
5 8605 Santa Monica Blvd., PMB 42554
West Hollywood, CA 90069
6 Telephone: (213) 725-9094
7 Facsimile: (213) 634-2485

8 Attorneys for Plaintiff(s),
JENNIFER WISE, and all others similarly situated
9 (Additional attorneys for Plaintiff(s) on following page)

10 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
11 **FOR THE COUNTY OF RIVERSIDE**

12 **(UNLIMITED JURISDICTION)**

13 JENNIFER WISE, on behalf of herself and
14 all others similarly situated, and as an
15 “aggrieved employee” on behalf of other
16 “aggrieved employees” under the Labor Code
Private Attorneys General Act of 2004,

17 *Plaintiff(s),*

18 vs.

19 SPRINGS CHARTER SCHOOLS, INC., a
20 California corporation; RIVER SPRINGS
21 CHARTER SCHOOL, INC., a California
corporation; and DOES 1-50, inclusive,

22 *Defendant(s).*
23
24
25
26
27
28

Case No. RIC2002359

**PLAINTIFF JENNIFER WISE’S
NOTICE OF MOTION FOR
PRELIMINARY APPROVAL OF
CLASS ACTION SETTLEMENT**

Hearing Date: December 14, 2022
Hearing Time: 8:30 a.m.
Reservation ID: 590106029795
Hearing Dept.: 1, The Honorable Craig
Riemer
Action filed: July 01, 2020

**Submitted Herewith Under Separate
Cover:**

1. Memorandum of Points and Authorities;
2. Declaration(s) of David Spivak and Walter L. Haines; Lara P. Besser; Michael E. Moore; Joan Graff; and
3. Plaintiff’s Compliance Chart
4. [Proposed] Order



SPIVAK LAW
Employee Rights Attorneys

Mail:
8605 Santa Monica Bl
PMB 42554
West Hollywood, CA 90069
(213) 725-9094 Tel
(213) 634-2485 Fax
SpivakLaw.com

Office:
15303 Ventura Bl
Ste 900
Sherman Oaks, CA 91403

ADDITIONAL ATTORNEYS FOR PLAINTIFF(S)

WALTER L. HAINES (SBN 71075)

walter@uelglaw.com

UNITED EMPLOYEES LAW GROUP

4276 Katella Ave., Suite 301

Los Alamitos, CA 90720

Telephone: (562) 256-1047

Facsimile: (562) 256-1006

Attorneys for Plaintiff(s),

JENNIFER WISE, and all others similarly situated



SPIVAK LAW

Employee Rights Attorneys

Mail:

8605 Santa Monica Bl
PMB 42554

West Hollywood, CA 90069
(213) 725-9094 Tel
(213) 634-2485 Fax
SpivakLaw.com

Office:

15303 Ventura Bl
Ste 900
Sherman Oaks, CA 91403

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

2 PLEASE TAKE NOTICE that on December 14, 2022 at 8:30 a.m., or as soon thereafter
3 as the matter may be heard, in Department 1 of the Riverside County Superior Court, located at
4 Riverside Historic Courthouse, 4050 Main Street, Riverside, CA 92501, Plaintiff Jennifer Wise
5 (“Plaintiff”) will and hereby does move this Court for an order: (1) granting class certification of
6 the Settlement Class solely for settlement purposes pursuant to California Code of Civil Procedure
7 section 382; (2) preliminarily approving the Joint Stipulation and Settlement Agreement (the
8 “Settlement”)¹ between Plaintiff and Defendants Springs Charter Schools, Inc. and River Springs
9 Charter School, Inc. (collectively “Defendants”) (Plaintiff and Defendants are collectively
10 referred to as the “Parties), (3) appointing David Spivak of The Spivak Law Firm and Walter L.
11 Haines of United Employees Law Group as Class Counsel for settlement purposes only; (5)
12 appointing Plaintiff as Class Representative for settlement purposes only (“Class
13 Representative”); (6) approving the use of the proposed notice procedures and related forms; (7)
14 directing that notice be mailed to the proposed Settlement Class; and (8) scheduling a hearing
15 date for motion for final approval of class action settlement and awards of attorneys’ fees and
16 costs.

17 The “Settlement Class” or “Settlement Class Members” consists of all persons who either
18 applied for employment with Defendants and related or affiliated entities in California, were
19 prospective employees of Defendants or related or affiliated entities in California, or who were
20 employed by Defendants or Defendants’ Affiliated or Related Entities, and attended one of
21 Defendants’ (or Defendants’ Affiliated or Related Entities) alleged “Pre-employment” meetings,
22 at any time between July 1, 2016 through the date the Court grants Preliminary Approval of the
23 Settlement. “Class Period” means the period from July 1, 2016, through the date the Court grants
24 preliminary approval of the Settlement.

25 This Motion is made on the following grounds: (1) the Settlement Class meets all the
26 requirements for class certification for settlement purposes only under California Code of Civil

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



1 Procedure section 382; (2) Plaintiff and her counsel are adequate to represent the Settlement
2 Class; (3) the Settlement reflects a fair, adequate, and reasonable compromise of all disputed
3 claims in view of Defendants' potential liability exposure as compared against the risks of
4 continued litigation; (4) the proposed notice procedures and related forms adequately apprise the
5 Class Members of their rights under the Settlement and fully comport with due process; and (5)
6 in view of the foregoing, notice should be disseminated to the Class Members and a hearing date
7 for the motion for final approval of class action settlement, and awards of attorneys' fees and
8 costs, should be set.

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

14 Respectfully submitted,

15 THE SPIVAK LAW FIRM

16
17 Dated: September 30, 2022

18 By:



19 DAVID G. SPIVAK
20 CHRISTINA PREJEAN
21 MAYA CHEAITANI, Attorneys for
22 Plaintiff(s), JENNIFER WISE, and all
23 others similarly situated



24 SPIVAK LAW

25 Employee Rights Attorneys

26 Mail:
27 8605 Santa Monica Bl
28 PMB 42554
West Hollywood, CA 90069
(213) 725-9094 Tel
(213) 634-2485 Fax
SpivakLaw.com

Office:
15303 Ventura Bl
Ste 900
Sherman Oaks, CA 91403