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Attorneys for Plaintiff,
NAZARIO PEREZ, on behalf of Plaintiff
and the Settlement Class

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

NAZARIO PEREZ, individually, and on
behalf of all others similarly situated,

Plaintiff,

v.

CONTERA CONSTRUCTION
CORPORATION, a California
corporation; and DOES 1 through 50,
inclusive,

Defendants.

Case No.: RIC2002575

[Assigned for all purposes to the Honorable
Sunshine S. Sykes, Department 6]

**NOTICE OF MOTION AND MOTION FOR
PRELIMINARY APPROVAL OF CLASS
ACTION SETTLEMENT FILED ON
BEHALF OF PLAINTIFF NAZARIO
PEREZ**

RESERVATION ID: 244400

Date: May 27, 2021
Time: 8:30 a.m.
Dept: 6

Action Filed: July 10, 2020
Trial Date: None Set

1 **TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

2 **PLEASE TAKE NOTICE** that on May 27, 2021, at 8:30 a.m., in Department 6 of the
3 Riverside County Superior Court, Historic Court House, located at 4050 Main Street, Riverside,
4 California 92501, Plaintiff Nazario Perez ("Plaintiff") hereby moves this Court for an order:

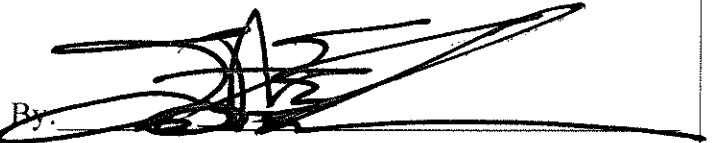
- 5 1. Granting preliminary approval of the class action settlement the terms of which are
6 set forth in the Class Action Settlement Agreement and Release ("Settlement Agreement");
7 2. Approving the Notice of Class Settlement and the plan for distribution of the
8 Notice of Class Settlement to Class Members;
9 3. Provisionally certifying the Class described herein for settlement purposes only;
10 4. Appointing Plaintiff, Nazario Perez as representative of the Class;
11 5. Appointing the Law Office of Scott E. Wheeler and The Wand Law Firm, P.C., as
12 Co-Class Counsel; and
13 6. Setting a hearing on final approval of the class action settlement ("Final Approval
14 Hearing") and related settlement implementation dates.

15 This Motion will be based upon this Notice, the attached Memorandum of Points and
16 Authorities, the accompanying Declarations of Scott E. Wheeler and Aubry Wand, Declaration of
17 Nathan Klein, Declaration of Michael Bui on behalf of Simpluris, Inc., Declaration of Darrell K.
18 Moore on behalf of Inland Counties Legal Services, Inc., the Settlement Agreement, the complete
19 files and records of this case, and any other evidence or oral argument which may be considered
20 by the Court at the time of the hearing.

21 DATED: April ~~28~~, 2021

Respectfully Submitted,

22 LAW OFFICE OF SCOTT E. WHEELER

23 
24 By: _____

25 SCOTT E. WHEELER

26 THE WAND LAW FIRM, P.C.
27 AUBRY WAND

28 *Attorney for Plaintiff and the Putative Class*

Request Civil Motion Hearing Date

PEREZ VS CONTERA CONSTRUCTION CORPORATION

Online Civil Motion for Other Civil Law and Motion Completed

A motion hearing date has been reserved as listed below.

Applicable fees will be charged at the time you file your motion papers.

All pleadings must be served and filed in a timely manner, pursuant to statute.

Failure to file the required papers will result in the request being vacated.

Case	Department	Hearing Date	Hearing Time	Motion
RIC2002575 -- PEREZ VS CONTERA CONSTRUCTION CORPORATION	06	05/27/2021	08:30 AM	Motion for Preliminary Approval of Class Action Settlement

If any changes need to be made please call the court at (951) 777-3147.

Please print this page as confirmation of your request Confirmation Number: RES244400

Tentative Rulings are now issued by a number of judicial officers in Riverside, Southwest Justice Center, and Palm Springs for civil law and motion matters pursuant to California Rules of Court, Rule 3.1308(a)(1) and Riverside Superior Court Local Rule 3316. For instructions please visit our Tentative Rulings (<http://riverside.courts.ca.gov/tentativerulings.shtml>) webpage.

Online Civil Law and Motions Request (Default.aspx)

www.riverside.courts.ca.gov (<http://www.riverside.courts.ca.gov>)

ver 1.0.3

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