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ATTORNEYS FOR PLAINTIFF, ETHAN PEARL AND THOSE  
SIMILARLY SITUATED

**SUPERIOR COURT OF CALIFORNIA**  
**COUNTY OF SAN FRANCISCO**  
**UNLIMITED JURISDICTION**

ETHAN PEARL, INDIVIDUALLY AND ON  
BEHALF OF THOSE SIMILARLY SITUATED,

PLAINTIFFS,

v.

WIPRO LIMITED, A FOREIGN  
CORPORATION, AND DOES 1 THROUGH 10,  
INCLUSIVE,

DEFENDANTS.

CASE No. CGC-20-584628

**NOTICE OF MOTION AND  
PLAINTIFF'S UNOPPOSED MOTION  
FOR PRELIMINARY APPROVAL OF  
CLASS ACTION SETTLEMENT**

**Date: February 18, 2022**

**Time: 9:30 a.m.**

**Dept: 302**

**Judge: Hon. Ethan P. Schulman**

**Action filed June 2, 2020**

**No trial date set**

1 TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE THAT on February 18, 2022 at 9:30 a.m., Plaintiff  
3 Ethan Pearl will move this Court in Department 302 thereof, located at 400 McAllister  
4 Street, San Francisco, CA 94102, for Preliminary Approval of Class Action Settlement in  
5 the above-captioned action pursuant to California Rules of Court, Rule 3.769 (Rule  
6 3.769), Code of Civil Procedure § 382 and other applicable authority. Among other  
7 things, Plaintiff moves the Court to do the following: (1) grant preliminary approval of  
8 the class action settlement, (2) conditionally certify the Settlement Class for settlement  
9 purposes, (3) approve the form and method of Notice, (4) approve Kevin Woodall of the  
10 Woodall Law Offices as Class Counsel, (5) approve Plaintiff Ethan Pearl as Class  
11 Representative, (6) appoint Simpluris Class Action Settlement Administration as  
12 settlement administrator, and (7) approve the proposed mechanism for receiving and  
13 dealing with notices of election to opt out of and object to the settlement. Plaintiff's  
14 motion is unopposed.

15 Under Rule 3.769 and Code of Civil Procedure § 382, conditional certification of  
16 the settlement class and appointment of class representative and counsel is appropriate  
17 because the class is ascertainable, numerous class members exist, Plaintiff has claims  
18 typical of the settlement class, Plaintiff and his counsel will adequately represent the  
19 settlement class, common issues of fact and law predominate and the settlement class is  
20 the superior method of resolving the claims of settlement class members. Under the same  
21 authority, the settlement is fair, adequate and reasonable given the thorough discovery  
22 conducted to date, the potential damages and risks of continued litigation, the opinions of  
23 Plaintiff's counsel and the fact the parties reached the settlement before a respected  
24 mediator. Moreover, the proposed Administrator has vast experience in this area and its  
25 rates are reasonable. Finally, the proposed notice to settlement class members complies  
26 with due process requirements.

This motion is based upon this notice of motion and motion, the memorandum of points and authorities, the declarations of Kevin F. Woodall and Plaintiff Ethan Pearl, and all other documents and records on file in this action.

WOODALL LAW OFFICES

DATE: JANUARY 21, 2022

BY: /s/ KEVIN F. WOODALL

KEVIN F. WOODALL  
ATTORNEYS FOR PLAINTIFF, ETHAN PEARL  
AND SIMILARLY SITUATED FORMER AND  
CURRENT EMPLOYEES OF DEFENDANTS

**PROOF OF SERVICE**

I, Kevin F. Woodall, am a resident of the State of California and over the age of 18, and not a party to the within action; my business address is 100 Pine Street, Suite 1250, San Francisco, CA 94111.

**ON JANUARY 21, 2022, I CAUSED TO BE SERVED THE DOCUMENT(S) DESCRIBED AS:**

**NOTICE OF MOTION AND PLAINTIFF'S UNOPPOSED MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION SETTLEMENT;**

**MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF PLAINTIFF'S UNOPPOSED MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION SETTLEMENT;**

**DECLARATION OF KEVIN WOODALL IN SUPPORT OF PLAINTIFF'S UNOPPOSED MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION SETTLEMENT;**

**DECLARATION OF ETHAN PEARL IN SUPPORT OF PLAINTIFF'S UNOPPOSED MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION SETTLEMENT;**

**NOTICE OF PAYMENT OF COURT REPORTER FEE**

on the following interested parties at the following address:

Mel M.C. Cole  
Noah Woods  
Sean Piers  
Littler Mendelson P.C.  
333 Bush Street, 34<sup>th</sup> Floor  
San Francisco, CA 94104  
[mmcole@littler.com](mailto:mmcole@littler.com)  
[nwoods@littler.com](mailto:nwoods@littler.com)  
[spiers@littler.com](mailto:spiers@littler.com)  
Attorneys for Defendant, Wipro Limited

☐ (BY MAIL) I served the foregoing document(s) by U.S. mail. I am readily familiar with the business practice for collection and processing of correspondence for mailing with the United States Postal Service. This correspondence was deposited with the United States Postal Service this same day in the ordinary course of business at Corte Madera, California.

☐ (BY FACSIMILE) I transmitted via facsimile, the document(s) listed above to the fax number(s) set forth above on this date from Corte Madera, California. The transmitting facsimile machine telephone number is (415) 413-4629.

☐ (BY FEDEX GROUND) I served the foregoing document(s) by placing it in a sealed envelope or container provided by Federal Express, affixing a pre-paid air bill for ground delivery, and causing the envelope or container to be delivered to a Federal Express agent or depositing it in a box or other facility regularly maintained by Federal Express.

☐

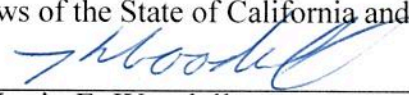
(BY PERSONAL DELIVERY) I caused to be personally delivered the foregoing document(s) to the individual(s) at the address(es) listed above.

☒

(BY EMAIL and E-SERVICE) I served the foregoing documents by sending them via email to Defendant's counsel listed above. In addition, One Legal electronically served the documents described above on the recipients designated on the Transaction Receipt (Defendant's counsel listed above) located on the One Legal website ([www.onelegal.com](http://www.onelegal.com)) pursuant to the Court's Local Rules authorizing electronic service of the documents.

Executed this January 21, 2022 at Corte Madera, California.

I declare under penalty of perjury under the laws of the State of California and the United States that the above is true and correct.

  
\_\_\_\_\_  
Kevin F. Woodall