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Attorneys for Plaintiff Don M. Vasquez, individually and
on behalf of all others similarly situated

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF TULARE

DON M. VASQUEZ, individually and on
behalf of all others similarly situated,

Plaintiff,

v.

SAPUTO CHEESE USA INC., a Delaware
corporation; and DOES 1 through 25,
inclusive

Defendants.

Case No. VCU282978

Consolidated with Case No. VCU283853

ASSIGNED FOR ALL PURPOSES TO:

The Honorable John P. Bianco

Department 2

CLASS ACTION

**NOTICE OF MOTION AND MOTION FOR
FINAL APPROVAL OF SETTLEMENT**

Hearing Information

Hearing: July 22, 2024

Time: 8:30 a.m.

Dept.: 2

Judge: Hon. John P. Bianco

Complaint filed: May 27, 2020

Trial date: Not set

PLEASE TAKE NOTICE on July 22, 2024 at 8:30 a.m., or as soon as the matter may be heard in Department 2 of the above-captioned court located at 221 South Mooney Boulevard, Visalia, California, 93291, Don M. Vasquez (“Plaintiff”), on behalf of himself and the Putative Class, will move this Court for an Order Granting Final Approval of Class Action Settlement and Entering Judgment as set forth in the Stipulation of Class Action Settlement filed November 7, 2013 (“Agreement”) and the Minute Order Granting Preliminary Approval of Class Action Settlement issued January 8, 2024.

Plaintiff moves this Court to:

1. Finally adjudicate the Settlement is fair, reasonable, and adequate;
2. Direct distribution of Individual Settlement Payments by the Settlement Administrator to all Participating Class Members and PAGA Group Members in accordance with the Agreement;
3. Approve and direct payment to Class Counsel for their attorneys’ of \$800,000 (\$605,797.50 preliminarily indicated) and reimbursement of litigation costs of \$32,846.72;
4. Approve and direct the Class Representative Service Payment of \$10,000.00 to Plaintiff Don M. Vasquez (\$5,000 preliminarily awarded);
5. Approve and direct the payment to CPT Group, Inc., the appointed Settlement Administrator, of \$17,500.00 for its fees and costs in administering the Settlement;
6. Approve the PAGA Payment to California’s Labor and Workforce Development Agency of \$90,000.00 (75% of \$120,000.00); and,
7. Direct the Clerk of the Court to enter final judgment, and without affecting the finality of the judgment, to reserve the Court’s continuing jurisdiction over the Parties to implement, enforce, effectuate, or administer the terms of the Agreement.

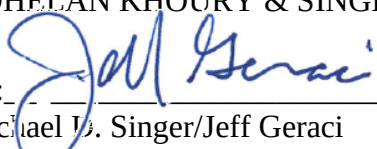
This motion is made on the grounds that the proposed Settlement, preliminarily approved by this Court on January 8, 2024, is the product of arms’-length, good-faith negotiations, is fair and reasonable to the Class, and should be finally approved, as more fully discussed in the accompanying Memorandum and other pleadings filed in Support of Final Approval.

1 This motion is based on this Notice of Motion, the Memorandum of Points and
2 Authorities in Support, Declarations of Class Counsel Jeff Geraci and Jonathan M. Lebe,
3 Plaintiff Don M. Vasquez filed November 7, 2023, and Kaylie O'Connor for CPT Group, Inc.,
4 the Agreement, Notice of Class Action Settlement, Order Granting Preliminary Approval of
5 Class Action Settlement issued January 8, 2024, the [Proposed] Order Granting Final Approval
6 of Class Action Settlement and Entering Judgment, the Court's files in this matter, including the
7 Motion for Preliminary Approval of Class Action Settlement and supplemental briefing, and
8 any other documents or evidence the Court may consider at the hearing.

9 Respectfully submitted,

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11 LEBE LAW, APLC
12 COHELAN KHOURY & SINGER

13 Dated: June 10, 2024

14 By: 
15 Michael D. Singer/Jeff Geraci
16 Attorneys for Plaintiff Don M. Vasquez
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