

1 **BLUMENTHAL NORDREHAUG BHOWMIK**
2 **DE BLOUW LLP**

3 Norman B. Blumenthal (State Bar #068687)

4 Kyle R. Nordrehaug (State Bar #205975)

5 Aparajit Bhowmik (State Bar #248066)

6 2255 Calle Clara

7 La Jolla, CA 92037

8 Telephone: (858)551-1223

9 Facsimile: (858) 551-1232

10 Email: Kyle@bamlawca.com

11 Website: www.bamlawca.com

12 Attorneys for Plaintiffs

13 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

14 **IN AND FOR THE COUNTY OF LOS ANGELES**

15 SARAH ARMSTRONG and ROBERT
16 WALLACE, individuals, on behalf of
17 themselves and on behalf of all persons
18 similarly situated,

19 Plaintiffs,

20 vs.

21 PROMETRIC LLC, a Limited Liability
22 Company, and DOES 1 through 50,
23 inclusive,

24 Defendants.

Case No. 20STCV29967

**PLAINTIFFS' NOTICE OF MOTION
AND UNOPPOSED MOTION FOR
PRELIMINARY APPROVAL OF CLASS,
COLLECTIVE AND PAGA
SETTLEMENT**

Hearing Date: August 18, 2021

Hearing Time: 9:00 a.m.

Judge: Hon. Maren E. Nelson

Dept: SS-17

Action Filed: August 7, 2020

Trial Date: Not Set

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

2 YOU ARE HEREBY NOTIFIED THAT on August 18, 2021 at 9:00 a.m., in
3 Department 17 at the Spring Street Courthouse of the above entitled Court before the
4 Honorable Maren E. Nelson, Plaintiffs Sarah Armstrong and Robert Wallace (“Plaintiffs”)
5 will apply for an order: (1) preliminarily approving the proposed settlement of this class,
6 collective and PAGA action with Defendant Prometric LLC (“Defendant”); (2) for
7 settlement purposes only, conditionally certifying the Class, which is comprised of “all
8 individuals employed by Defendant in California as non-exempt employees at any time
9 during the Class Period, but excluding individuals who released Defendant from wage and
10 hour claims for the Class Period, including those wage and hour claims released as part of a
11 general release of claims”; (3) for settlement purposes only, conditionally certifying the
12 Collective Members, which is comprised of “all individuals employed by Defendant in
13 California as non-exempt employees at any time during the Collective Period, but excluding
14 individuals who released Defendant from wage and hour claims for the Collective Period,
15 including those wage and hour claims released as part of a general release of claims”; (4)
16 provisionally appointing Plaintiffs as the representatives of the Class; (5) provisionally
17 appointing Norman B. Blumenthal, Kyle R. Nordrehaug, and Aparajit Bhowmik of
18 Blumenthal Nordrehaug Bhowmik De Blouw LLP as Class Counsel for the Class; (6)
19 approving the form and method for providing class-wide notice; (7) directing that notice of
20 the proposed settlement be given to the class; (8) appointing Simpluris as the Settlement
21 Administrator, and (9) scheduling a final approval hearing date to consider Plaintiffs’
22 motion for final approval of the settlement and entry of the Judgment, and Plaintiffs’ motion
23 for approval of attorneys' fees and expenses.

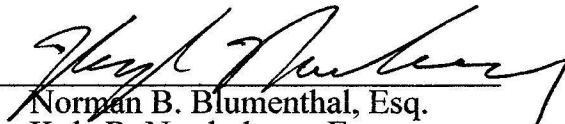
24 This unopposed motion for preliminary approval of the class settlement is brought
25 pursuant to California Rules of Court, rule 3.769. Plaintiffs’ unopposed motion will be
26 based on this notice of motion and motion, the accompanying memorandum of points and
27 authorities, the Declaration of Kyle Nordrehaug, the Class Action Settlement Agreement
28 (“Agreement”) between the parties, and the complete files and records in this action.

1 Because all parties have agreed to the proposed class settlement, this motion is not opposed
2 by Defendant.

3 Respectfully submitted,

4 Dated: July 27, 2021

**BLUMENTHAL NORDREHAUG BHOWMIK
DE BLOUW LLP**

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6 By: 
7 Norman B. Blumenthal, Esq.
8 Kyle R. Nordrehaug, Esq.
9 Attorney for Plaintiffs
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