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Attorneys for Plaintiff LUIS DE JESUS

SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF SAN DIEGO

LUIS DE JESUS, an individual, on behalf of
himself and on behalf of all persons similarly
situated

Plaintiff,

v.

GUARDIAN ANGEL HOME CARE, INC., a
Michigan Corporation; SAM D. KASSAB; an
individual, and DOES 2-50, Inclusive,
Defendants.

Case No: 37-2020-00021049-CU-OE-CTL

**NOTICE OF MOTION AND MOTION
FOR PRELIMINARY APPROVAL OF
CLASS SETTLEMENT**

Hearing Date: December 3, 2021

Hearing Time: 8:30am

Honorable Judge Ronald Frazier

Department: 65

Trial Date: Not Set

Action Filed: June 18, 2020

TO ALL PARTIES AND THEIR RESPECTIVE ATTORNEYS OF RECORD:

YOU ARE HEREBY NOTIFIED THAT at 8:30 a.m. on December 3, 2021, or as soon
thereafter as the matter can be heard, in Department 65 of the above entitled Court, before the
Honorable Judge Ronald Frazier, Plaintiff Luis De Jesus ("Plaintiff") will apply for an order (1)

1 preliminarily approving the proposed settlement of this class action with Defendant Guardian
2 Angel Home Care, Inc. (“Defendant”); (2) approving the form and method for providing class-
3 wide notice; (3) directing that notice of the proposed settlement be given to the class; and (4)
4 scheduling a final approval hearing date to consider Plaintiff’s motion for final approval of the
5 settlement and entry of the Judgment, and Plaintiff’s motion for approval of attorneys’ fees and
6 litigation expenses.

7 This motion for preliminary approval of the class settlement is brought pursuant to
8 California Rules of Court, rule 3.769. Plaintiff’s motion will be based on this notice of motion
9 and motion, the accompanying points and authorities, the Declaration of Shani O. Zakay, the
10 Class Action Settlement Agreement (“Agreement”) between the parties, and the complete files
11 and records in this action. All parties have agreed to the proposed class settlement and have met
12 and conferred regarding the motion; therefore, this motion is not opposed by Defendant. As this
13 Motion is unopposed, the Parties respectfully request relief from the page limit requirement set by
14 California Rules of Court, Rule 3.1113(d).

15 Respectfully submitted,

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17 DATED: November 8, 2021

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19 **ZAKAY LAW GROUP, APC**

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21 By: 
22 Shani O. Zakay
23 Attorney for Plaintiff
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