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13 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
14 **IN AND FOR THE COUNTY OF RIVERSIDE**

15 OSCAR NOGUERA, VALERIE CAMPOS
16 FLORES, DANIEL MARTINEZ, VERA,
17 HOWARD and EDMUNDO FLORES,
18 individuals, on behalf of themselves, and on
19 behalf of all persons similarly situated,

20 Plaintiff,

21 vs.

22 METAL CONTAINER CORPORATION, a
23 California Corporation; and Does 1 through
24 50, inclusive,

25 Defendants.

CASE No. **RIC2003235**
consolidated with RIC2004156

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

Hearing Date: September 22, 2022
Hearing Time: 8:30 a.m.
[Hearing scheduled by Order dated May 24,
2022]

Judge: Hon. Harold W. Hopp
Dept: 10

Action Filed: August 17, 2020
Trial Date: Not Set

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

2 YOU ARE HEREBY NOTIFIED THAT at 8:30 a.m. on September 22, 2022 or as soon
3 thereafter as the matter can be heard, in Department 10 of the above entitled Court before the Honorable
4 Harold W. Hopp, Plaintiffs Oscar Noguera, Valerie Campos Flores, Daniel Martinez, Vera, Howard
5 and Edmundo Flores (collectively "Plaintiffs") will move for an order granting (1) Final Approval of
6 the Class Action Settlement, and (2) Entry of the Final Approval Order and Judgment.

7 This motion is brought in accordance with the Order dated May 24, 2022, and California Rules
8 of Court, rule 3.769. This Motion will be based on this notice, the accompanying points and authorities,
9 the Declaration of Norman Blumenthal, the First Amended Class and PAGA Settlement Agreement (the
10 "Agreement"), the Declaration of Tim Cunningham (the Settlement Administrator), the Declarations
11 of the Plaintiffs, and the complete files and records in this action.

12 Because Plaintiffs and Defendant Metal Container Corporation ("Defendant") have agreed to
13 the proposed class settlement and have met and conferred regarding the motion, this motion is not
14 opposed. There have been no objections submitted by the Class.

15 Respectfully submitted,

16 Dated: August 26, 2022

17 **BLUMENTHAL NORDREHAUG BHOWMIK
DE BLOUW LLP**

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19 By: /s/ Kyle Nordrehaug
Norman B. Blumenthal, Esq.
Kyle R. Nordrehaug, Esq.

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21 Attorneys for Plaintiffs
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