

JAMES HAWKINS APLC

James R. Hawkins (SBN 192925)

James@jameshawkinsaplc.com

Christina M. Lucio (SBN 253677)

Christina@jameshawkinsaplc.com

9880 Research Drive, Suite 200

Irvine, California 92618

Telephone: (949) 387-7200

Facsimile: (949) 387-6676

Attorneys for Plaintiff TANIYA ABRON,
on behalf of herself and all others similarly situated

SUPERIOR COURT OF CALIFORNIA

COUNTY OF ALAMEDA

TANIYA ABRON, individually and on behalf
of all others similarly situated,

Plaintiff,

vs.

UNIVERSITY HEALTHCARE ALLIANCE,
a California Corporation; and DOES 1-10,
inclusive,

Defendants.

Case No. RG20066438

Assigned for all purposes to
Hon. Evelio Grillo
Dept. 21

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

Date: June 23, 2023
Time: 9:00 a.m.
Dept.: 21

Action Filed: June 30, 2020
SAC Filed: September 28, 2022
Trial Date: None Set

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

2 **PLEASE TAKE NOTICE** that on June 23, 2023, at 9:00 a.m., or as soon thereafter as
3 the matter may be heard, before the Honorable Evelio Grillo, in Department 21 of the above
4 referenced Court located at 1221 Oak Street, Oakland, CA 94612, Plaintiff Taniya Abron
5 (“Plaintiff”) will seek an Order: (1) approving the Class Action and PAGA Settlement
6 Agreement (“Agreement” or “Settlement Agreement”); (2) conditionally certifying the
7 following Class for settlement purposes only: “all persons who, for the four years prior to the
8 filing of this action to the present, are or have been, employed by Defendant in the State of
9 California as non-exempt employees”; (3) appointing Plaintiff as Class Representative; (4)
10 appointing James R. Hawkins and Christina M. Lucio of James Hawkins APLC as Class
11 Counsel; (5) preliminarily approving the Settlement Agreement and the total Gross Settlement
12 Amount in the amount of Five Million Dollars (\$5,000,000.00); (6) finding on a preliminary
13 basis that the Agreement appears to be within the range of reasonableness of a settlement,
14 including the amount of the PAGA penalties, Class Representative Service Payment, Class
15 Counsel fees and costs, settlement administration costs, and the allocation of payments to
16 Class Members, that could ultimately be given final approval by this Court; (7) approving the
17 Notice of Class Action Settlement to be sent to Class Members; (8) appointing CPT Group,
18 Inc. as the Settlement Administrator; and (9) setting the matter for a Final Fairness and Final
19 Approval hearing.

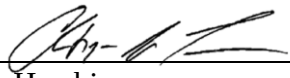
20 This Motion is made pursuant to Rule 3.769 of the California Rules of Court, which
21 provides for court approval of the settlement of a purported class action and allows the Court
22 to preliminarily certify a class for settlement purposes.

23 The basis for this Motion, filed without any opposition from Defendant University
24 Healthcare Alliance (“Defendant” or “UHA”), is that the proposed settlement is fair, adequate,
25 and reasonable and the procedures proposed by the Parties are adequate to ensure the
26 opportunity of class members to participate in, opt-out of, or object to the settlement. This
27 Motion will be based on the attached Memorandum of Points and Authorities, the Settlement
28 Agreement and the proposed Notice of Class Action Settlement, and the supporting

1 Declarations of James R. Hawkins, Christina M. Lucio, Julie Green of CPT Group, Inc.,
2 Rochelle Noone, Rachel Wintterle, and Plaintiff Taniya Abron, and upon the oral arguments of
3 counsel (should there be any) and on the complete records and file herein.
4

5 DATED: May 26, 2023

JAMES HAWKINS APLC

6
7 By: 
8 James R. Hawkins
9 Christina M. Lucio
10 *Attorneys for Plaintiff and the Class*
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28