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County of Alameda
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as a Representative Plaintiff, and for the Putative Class

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF ALAMEDA
UNLIMITED JURISDICTION

ANDREA O'NEAL-ROBERTS, on behalf of
herself, the putative class, and on behalf of the
general public,
Plaintiff,
v.
OFF THE GRID SERVICES, LLC, THE
WHOLE CART, LLC, and DOES 1-10,
inclusive.
Defendants.

) Case No. RG20075270
)
) Assigned for all purposes to:
) Judge: Hon. Brad Seligman
) Dept.: 23
)
) CLASS ACTION
) **PLAINTIFF'S NOTICE OF MOTION &
) MOTION FOR PRELIMINARY
) APPROVAL OF CLASS ACTION
) SETTLEMENT AND CLASS NOTICE,
) CERTIFICATION OF SETTLEMENT
) CLASS AND SUBCLASSES, AND
) APPROVING THE CLASS
) REPRESENTATIVE, CLASS COUNSEL,
) AND SETTLEMENT ADMINISTRATOR**
)
) MPA; Decls.; and Prop. Order
) submitted herewith
)
) **Date: September 6, 2022**
) **Time: 3:00 p.m.**
) **Dept: 23**
) **Reservation No.: A-20075270-001**
)
) Original Complaint Filed: Sept. 24, 2021

TO THE COURT AND ALL INTERESTED PARTIES:

PLEASE TAKE NOTICE THAT a hearing will be held on Plaintiff's Motion for Preliminary Approval of Class Action Settlement pursuant to California Rules of Court ("CRC"), Rule 3.769 subd. (c). The hearing will be held on November 29, 2022 at 3:00 p.m., or as soon thereafter as counsel may be heard, in the Courtroom of the Honorable Brad Seligman in the Complex Division of the Superior Court of the State of California in and for the County of Alameda located in Department 23 at Administrative Building 1221 Oak Street, Oakland, California 94612. At the hearing, Plaintiff will request that the Court: (1) grant preliminary approval of the Settlement including the Notice; (2) provisionally certify the Settlement Class and Subclasses for settlement purposes; (3) approve the form, content, and method of notice to the Class; (4) appoint Plaintiffs' Counsel Darci E. Burrell, Esq. of Levy Vinick Burrell Hyams LLP and Rachel M. Terp, Esq. of Terp Law as Class Counsel; (5) appoint Plaintiff as Class Representative; (6) appoint Atticus Administration, LLC as Settlement Administrator; and (7) set a Final Approval Hearing time and date.

The Motion is based upon the parties' Motion for Preliminary Approval of Class Action Settlement, Plaintiff's Memorandum of Points and Authorities in Support of Preliminary Approval of Class Action Settlement thereof, the "Joint Stipulation of Settlement and Release," the Declarations of Rachel M. Terp, Esq. and Darci E. Burrell, Esq. in support of the motion, the Declaration of Christopher Longley of Atticus Administration, LLC, all exhibits and attachments submitted in support of the Motion, the record in this case, any oral argument of counsel, and such additional matters as the Court may consider.

Respectfully submitted,

Date: July 12, 2022

TERP LAW



Rachel Terp
*Attorney for Plaintiff Andrea O'Neal-Roberts,
Individually, as a Representative Plaintiff, and for the
Putative Class*