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**SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF SAN FRANCISCO**

MATTHEW LUCCHESI and JULIO
CHAVEZ, individuals, on behalf of
themselves, and on behalf of all persons
similarly situated,

Plaintiffs,

v.

KONE, INC., a Corporation; and Does 1
through 50, inclusive,

Defendants.

Case No.: **CGC-20-588225**

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

Hearing Date: May 4, 2022
Hearing Time: 9:30 a.m.

Dept: 302
Judge: Hon. Richard B. Ulmer Jr.

Action Filed: November 16, 2020
Trial Date: Not Set

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

YOU ARE HEREBY NOTIFIED THAT on May 4, 2022 at 9:30 a.m., in Department

302 of the above entitled Court before the Honorable Richard B. Ulmer Jr., Plaintiffs Matthew Lucchese, Julio Chavez, and David Chang ("Plaintiffs") will apply for an order: (1) preliminarily approving the proposed settlement of this class action with Defendant Kone, Inc. ("Defendant"); (2) for settlement purposes only, conditionally certifying the Class, which is comprised of "all individuals who are or previously were employed by Defendant in California who were classified as non-exempt employees during the Class Period" of November 16, 2016 through February 28, 2022;" (3) provisionally appointing Plaintiffs as the representatives of the Class; (4) provisionally appointing Norman B. Blumenthal, Kyle R. Nordrehaug, Aparajit Bhowmik of Blumenthal Nordrehaug Bhowmik De Blouw LLP and Samuel A. Wong, Kashif Haque, and Jessica L. Campbell as Class Counsel for the Class; (5) approving the form and method for providing class-wide notice; (6) directing that notice of the proposed settlement be given to the class; (7) appointing ILYM Group as Settlement Administrator, and (8) scheduling a final approval hearing date to consider Plaintiffs' motion for final approval of the settlement and entry of the Judgment, and Plaintiffs' motion for approval of attorneys' fees and expenses.

This unopposed motion for preliminary approval of the class settlement is brought pursuant to California Rules of Court, rule 3.769. Plaintiff's motion will be based on this notice of motion and motion, the accompanying memorandum of points and authorities, the Declaration of Kyle Nordrehaug, the Declaration of Jessica Campbell, the Joint Stipulation of Settlement ("Agreement") between the parties, and the complete files and records in this action. Because all parties have agreed to the proposed class settlement, this motion is not opposed by Defendant.

Respectfully submitted,

Dated: April 11, 2022

**BLUMENTHAL NORDREHAUG BHOWMIK
DE BLOUW LLP**

By: /s/ Kyle Nordrehaug
Norman B. Blumenthal, Esq.
Kyle R. Nordrehaug, Esq.
Attorney for Plaintiffs