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

BRADLEY LUTAT, an individual, on behalf
of herself and on behalf of all persons
similarly situated,

Plaintiff,

vs.

BARRY'S BOOTCAMP, LLC, a California
Limited Liability Company; BARRY'S
BOOTCAMP SAN DIEGO LLC, a
California Limited Liability Company;
BARRY'S BAY AREA, LLC, a Limited
Liability Company; and Does 1 through 50,
Inclusive,

Defendants.

CASE No. 37-2020-00044771-CU-OE-CTL

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

Hearing Date: January 20, 2023
Hearing Time: 9:00 a.m.
[Hearing scheduled by Order dated September
16, 2022]

Judge: Hon. Eddie C. Sturgeon
Dept: 67

Action Filed: December 7, 2020
Trial Date: Not Set

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

2 YOU ARE HEREBY NOTIFIED THAT at 9:00 a.m. on January 20, 2023 or as soon thereafter
3 as the matter can be heard, in Department 67 of the above entitled Court before the Honorable Eddie
4 C. Sturgeon, Plaintiff Bradley Lutat ("Plaintiff") will move for an order granting (1) Final Approval
5 of the Class Action Settlement, and (2) Entry of the Final Approval Order and Judgment.

6 This motion is brought in accordance with the Order dated September 16, 2022, and California
7 Rules of Court, rule 3.769. This Motion will be based on this notice, the accompanying points and
8 authorities, the Declaration of Norman Blumenthal, the Class Action Settlement Agreement (the
9 "Agreement"), the Declaration of Madely Nava (the Settlement Administrator), the Declaration of the
10 Plaintiff, and the complete files and records in this action.

11 Because Plaintiff and Defendants Barry's Bootcamp, LLC; Barry's Bootcamp San Diego LLC;
12 and Barry's Bay Area, LLC ("Defendants") have agreed to the proposed class settlement and have met
13 and conferred regarding the motion, this motion is not opposed. There have been no objections
14 submitted by the Class.

15 Respectfully submitted,

16 Dated: December 23, 2022

17 **BLUMENTHAL NORDREHAUG BHOWMIK**
18 **DE BLOUW LLP**

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

22 Attorneys for Plaintiff
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