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Attorneys for Plaintiff MICHAEL HONEA

SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF IMPERIAL

MICHAEL HONEA, on behalf of himself and
on behalf of all persons similarly situated,

PLAINTIFFS,

vs.

SPENCER CONSTRUCTION LLC, a Limited
Liability Company; and DOES 1-50, Inclusive,

DEFENDANTS.

Case No. ECU001860

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

Date: October 31, 2022

Time: 8:30 a.m.

Judge: Hon. Jeffrey B. Jones

Dept.: 7

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

2 PLEASE TAKE NOTICE that on October 31, 2022, at 8:30 a.m., or as soon thereafter as
3 counsel may be heard, in Department 7 of the Imperial Superior Court, the Honorable Judge Jeffrey
4 B. Jones presiding, plaintiff MICHAEL HONEA will, and hereby does, move this Court to:

5 1. Preliminarily approve the settlement described in the Stipulation of Settlement of Class
6 and PAGA Action Claims and Release of Claims (“Agreement”) attached as Exhibit 1 to the
7 Declaration of Jean-Claude Lapuyade filed concurrently herewith;

8 2. Conditionally certify the Settlement Class;

9 3. Approve distribution of the proposed Notice of Class Action Settlement to the
10 Settlement Class;

11 4. Appoint Plaintiff MICHAEL HONEA as the Class Representative;

12 5. Appoint the JCL Law Firm, APC, Zakay Law Group, APLC, and Blumenthal,
13 Nordrehaug, Bhowmik & De Blouw, LLP as Class Counsel; and

14 7. Set a hearing date for final approval of the settlement.

15 This Motion is based upon: (1) this Notice of Motion and Motion; (2) the Memorandum of Points
16 and Authorities in Support of Motion for Preliminary Approval of Class Action and PAGA Settlement;
17 (3) the Declaration of Jean-Claude Lapuyade, Esq.; (4) the Declaration of Shani O. Zakay, Esq.; (5)
18 the Declaration of Nicholas J. De Blouw; (6) the Declaration of Michael Honea; (7) the Stipulation of
19 Settlement of Class and PAGA Action Claims and Release of Claims and exhibit attached thereto; (8)
20 the [Proposed] Order Granting Preliminary Approval of Class Action and PAGA Settlement and
21 exhibits attached thereto; (9) the records, pleadings, and papers filed in this action; and (10) upon such
22 other documentary and oral evidence or argument as may be presented to the Court at or prior to the
23 hearing of this Motion.

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1 As this Motion is unopposed, the Parties respectfully request relief from the page limit
2 requirement set by California Rules of Court, Rule 3.1113(d).

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4 Dated: September 30, 2022

JCL LAW FIRM, APC

5 By: 
6 Jean-Claude Lapuyade
7 Attorneys for Plaintiff
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