

**BLUMENTHAL NORDREHAUG BHOWMIK
DE BLOUW LLP**

Norman B. Blumenthal (State Bar #068687)
Kyle R. Nordrehaug (State Bar #205975)
Aparajit Bhowmik (State Bar #248066)
2255 Calle Clara
La Jolla, CA 92037
Telephone: (858)551-1223
Facsimile: (858) 551-1232
Email: Kyle@bamlawca.com
Website: www.bamlawca.com

Attorneys for Plaintiff

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

TRACEY DEAL, an individual, on behalf
of herself and on behalf of all persons
similarly situated,

Plaintiffs,

vs.

GENEX SERVICES, LLC, a Limited
Liability Company; and DOES 1 through
50, inclusive,

Defendants.

CASE NO.: 37-2021-00010974-CU-OE-CTL

[Consolidated with Case No.
37-2021-00010977-CU-OE-CTL]

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

Hearing Date: April 28, 2023

Hearing Time: 9:00 a.m.

Judge: Hon. Joel R. Wohlfeil
Dept.: 73

Action Filed: March 11, 2021

Trial Date: Not set

TO ALL THE PARTIES AND THEIR RESPECTIVE ATTORNEYS OF RECORD:

YOU ARE HEREBY NOTIFIED THAT at 9:00 a.m. on April 28, 2023, or as soon
thereafter as the matter can be heard, in Department 73 at the above entitled Court before the

1 Honorable Joel R. Wohlfeil, Plaintiff Tracey Deal (“Plaintiff”) will apply for an order:
2 (1) preliminarily approving the proposed settlement of this class action with Defendant
3 Genex Services, LLC (“Defendant”); (2) for settlement purposes only, conditionally
4 certifying the Class, which is comprised of “all individuals employed in an exempt
5 telephonic or field case manager position at any point starting March 11, 2020 and ending
6 July 1, 2022”; (3) provisionally appointing Plaintiff as the representative of the Class; (4)
7 provisionally appointing Norman B. Blumenthal, Kyle R. Nordrehaug, and Aparajit
8 Bhowmik of Blumenthal Nordrehaug Bhowmik De Blouw LLP as Class Counsel; (5)
9 approving the form and method for providing class-wide notice; (6) directing that notice of
10 the proposed settlement be given to the class; (7) appointing ILYM Group as Administrator,
11 and (8) scheduling a final approval hearing date to consider Plaintiff’s motion for final
12 approval of the settlement and entry of the Judgment, and Plaintiff’s motion for approval of
13 attorneys’ fees and expenses.

14 This unopposed motion for preliminary approval of the class settlement is brought
15 pursuant to California Rules of Court, rule 3.769. Plaintiff’s motion will be based on this
16 notice of motion and motion, the accompanying memorandum of points and authorities, the
17 Declaration of Kyle Nordrehaug, the Class Action and PAGA Settlement Agreement
18 (“Agreement”) between the Parties, and the complete files and records in this action.
19 Because all parties have agreed to the proposed class settlement, this motion is not opposed
20 by Defendant.

21 Respectfully submitted,

22 Dated: April 5, 2023

**BLUMENTHAL NORDREHAUG BHOWMIK
DE BLOUW LLP**

By: /s/ Kyle Nordrehaug
Kyle R. Nordrehaug, Esq.
Attorney for Plaintiff