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

15 MICHAEL FARTHING, JEREMIAH
16 BURKE and JARVIS RICHMOND,
17 individuals, on behalf of themselves and
18 on behalf of all persons similarly situated,

19 Plaintiff,

20 vs.

21 MILESTONE TECHNOLOGIES, INC., a
22 California Corporation ; and DOES 1 through
23 50, inclusive,

24 Defendants.

Case No. CGC-21-591251

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

Hearing Date: October 12, 2022

Hearing Time: 9:30 a.m.

Judge: Hon. Richard B. Ulmer
Dept: 302

Action Filed: May 4, 2021

Trial Date: Not Set

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

26 YOU ARE HEREBY NOTIFIED THAT on October 12, 2022 at 9:30 a.m., in
27 Department 302 of the above entitled Court before the Honorable Richard B. Ulmer,
28 Plaintiffs Jeremiah Burke, Andrea Hughes, and Jarvis Richmond ("Plaintiffs") will apply for

1 an order: (1) preliminarily approving the proposed settlement of this class action with
2 Defendant Milestone Technologies, Inc. (“Defendant”); (2) for settlement purposes only,
3 conditionally certifying the Class, which is comprised of “all individuals who were
4 employed by Defendant in California, who were classified as hourly, non-exempt
5 employees, and who worked as Screening Associates, Team Lead Screening Associates, or
6 Shift Lead Screening Associates at any time during the Class Period” of May 4, 2017
7 through June 25, 2022; (3) provisionally appointing Plaintiffs Jeremiah Burke, Andrea
8 Hughes, and Jarvis Richmond as the representatives of the Class; (4) provisionally
9 appointing Norman B. Blumenthal, Kyle R. Nordrehaug, and Aparajit Bhowmik of
10 Blumenthal Nordrehaug Bhowmik De Blouw LLP as Class Counsel for the Class; (5)
11 approving the form and method for providing class-wide notice; (6) directing that notice of
12 the proposed settlement be given to the class; (7) appointing Simpluris as Settlement
13 Administrator, and (8) scheduling a final approval hearing date to consider Plaintiffs’
14 motion for final approval of the settlement and entry of the Judgment, and Plaintiffs’ motion
15 for approval of attorneys' fees and expenses.

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

22 Respectfully submitted,

23 Dated: September 19, 2022

**BLUMENTHAL NORDREHAUG BHOWMIK
DE BLOUW LLP**

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