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Attorneys for Plaintiff FRANK NICHOLS, JR.

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF SAN DIEGO

FRANK NICHOLS, JR., Individually and on
behalf of all similarly-situated, aggrieved
employees of Defendants in the State of
California,

Plaintiffs,

v.

VUORI, INC., a California Corporation, and
DOES 1 through 50, inclusive,

Defendants.

Case No.: 37-2021-00010367-CU-OE-CTL

IMAGED FILE

CLASS ACTION [CCP § 382]

**PLAINTIFF'S FRANK NICHOLS, JR
NOTICE OF UNOPPOSED MOTION AND
MOTION FOR AN ORDER 1)
PROVISIONALLY CERTIFYING
SETTLEMENT CLASS; 2)
PRELIMINARILY APPROVING CLASS
SETTLEMENT; 3) DIRECTING
DISTRIBUTION OF NOTICE OF
SETTLEMENT TO THE CLASS; 4)
APPOINTING CLASS COUNSEL AND
CLASS REPRESENTATIVE; AND 5)
SETTING A HEARING FOR FINAL
APPROVAL OF CLASS SETTLEMENT**

Date: April 15, 2022
Time: 9:00 a.m.
Judge: Eddie C. Sturgeon
Dept.: C-67

Date Complaint Filed: March 9, 2021

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1 **TO ALL PARTIES, THEIR ATTORNEYS OF RECORD AND THIS HONORABLE**
2 **COURT:**

3 **PLEASE TAKE NOTICE THAT** on April 15, 2022, at 9:00 a.m. in Department C-67 of the San
4 Diego Superior Court located at 330 W. Broadway, San Diego, CA 92101, Plaintiff FRANK NICHOLS,
5 JR. ("Plaintiff") hereby moves this Court, pursuant to California Code of Civil Procedures section 382,
6 for entry of the proposed Order submitted herewith: (1) provisionally certifying the settlement class; (2)
7 preliminarily approving the class action settlement; (3) directing distribution of notice of settlement to the
8 class; (4) appointing ShortLegal, APC as class counsel and the named Plaintiff as class representatives;
9 and (5) setting a final approval hearing.

10 This Motion is supported by the following documents filed concurrently herewith: Memorandum
11 of Points and Authorities in Support of Motion for Order (1) provisionally certifying the settlement class;
12 (2) preliminarily approving the class action settlement; (3) directing distribution of notice of settlement to
13 the class; (4) appointing ShortLegal, APC as class counsel and the named Plaintiff as class representatives;
14 and (5) setting a final approval hearing.

15 This motion is based on this Notice, Plaintiff's accompanying Memorandum of Points and
16 Authorities, the accompanying declarations of Brian R. Short, Esq. and exhibits hereto including the
17 Stipulates Settlement Agreement and Release of Claims and the Class Notice, and the pleadings, records
18 and files in this action and such argument and evidence which may be presented at or before the hearing.

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20 Dated: September 27, 2021

ShortLegal, APC

Dorota James

21
22 By: _____

BRIAN R. SHORT

DOROTA A. JAMES

Attorneys for Plaintiff FRANK NICHOLS, JR.