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13 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

14 **IN AND FOR THE COUNTY OF ALAMEDA**

15 JASON TAAD an individual, on behalf of
16 himself and on behalf of all persons
17 similarly situated,

18 Plaintiffs,

19 vs.

20 BIGGE CRANE AND RIGGING CO., a
21 California Corporation; and DOES 1
22 through 50, inclusive,

23 Defendants.

CASE NO.: **RG21103112**

[Consolidated with Case No. RG21103123]

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

Hearing Date: May 30, 2024

Hearing Time: 3:30 p.m.

Reservation ID: A-21103112-001

Judge: Hon. Frank Roesch

Dept.: 17

Action Filed: June 29, 2021

Trial Date: Not set

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

25 YOU ARE HEREBY NOTIFIED THAT at 3:30 p.m. on May 30, 2024 in
26 Department 23 at the above entitled Court before the Honorable Frank Roesch, Plaintiff
27 Jason Taad (“Plaintiff”) will apply for an order: (1) preliminarily approving the proposed
28 settlement of this class action with Defendant Bigge Crane and Rigging Co. (“Defendant”);

1 (2) for settlement purposes only, conditionally certifying the Class, which is comprised of
2 “all individuals who are or previously were employed by Defendant who were classified as a
3 non-exempt employee and worked for Defendant as a Teamsters member or a non-union
4 employee in the State of California at any time during the Class Period”, which is June 29,
5 2017 through April 25, 2024; (3) provisionally appointing Plaintiff as the representative of
6 the Class; (4) provisionally appointing Norman B. Blumenthal, Kyle R. Nordrehaug,
7 Aparajit Bhowmik, Nicholas J. De Blouw, Jeffrey S. Herman, Sergio J. Puche, and Trevor
8 G. Moran 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 Apex Class Action, LLC as
11 Administrator, and (8) scheduling a final approval hearing date, proposed for October 10,
12 2024, which is at least 120 days from preliminary approval, to consider Plaintiff’s motion
13 for final approval of the settlement and for approval of 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 Declaration of Plaintiff Jason Taad, the Class Action
18 and PAGA Settlement Agreement (“Agreement”) between the Parties, and the complete files
19 and records in this action. Because all Parties have agreed to the proposed class settlement,
20 this motion is not opposed by Defendant.

21 Respectfully submitted,

22 Dated: May 3, 2024

**BLUMENTHAL NORDREHAUG BHOWMIK
DE BLOUW LLP**

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