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SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF ALAMEDA

RAYMOND HUERTA, an individual, on
behalf of himself and on behalf of all
persons similarly situated,

Plaintiffs,

vs.

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

Defendants.

Case No. RG21102661

**PLAINTIFF'S NOTICE OF MOTION
AND UNOPPOSED MOTION FOR
PRELIMINARY APPROVAL OF CLASS
SETTLEMENT**

ASSIGNED FOR ALL PURPOSES TO
JUDGE: Hon. Brad Seligman
DEPARTMENT 23

Hearing Date: July 12, 2022

Hearing Time: 3:00 p.m.

Reservation No. 583206789808

Action Filed: June 23, 2021

Trial Date: None Set

TO ALL THE PARTIES AND THEIR RESPECTIVE ATTORNEYS OF RECORD:

YOU ARE HEREBY NOTIFIED THAT on July 12, 2022 at 3:00 p.m., in

1 Department 23 of the above entitled Court before the Honorable Brad Seligman, Plaintiff
2 Raymond Huerta (“Plaintiff”) will apply for an order: (1) preliminarily approving the
3 proposed settlement of this class action and the PAGA action with Defendant Splay, Inc.
4 (“Defendant”); (2) for settlement purposes only, conditionally certifying the Class, which is
5 comprised of “all individuals who are or previously were employed by Defendant in
6 California who were classified as non-exempt employees at any time during the Class
7 Period, and who have previously not released their claims” of June 23, 2017 through April 6,
8 2022; (3) provisionally appointing Plaintiff as the representative of the Class; (4)
9 provisionally appointing Norman B. Blumenthal, Kyle R. Nordrehaug, and Aparajit
10 Bhowmik of Blumenthal Nordrehaug Bhowmik De Blouw LLP as Class Counsel for the
11 Class; (5) approving the form and method for providing class-wide notice; (6) directing that
12 notice of the proposed settlement be given to the class; (7) appointing ILYM Group as
13 Settlement Administrator, and (8) scheduling a final approval hearing date to consider
14 Plaintiff’s motion for final approval of the settlement and entry of the Judgment, and
15 Plaintiff’s motion for approval of attorneys’ fees and expenses.

16 This unopposed motion for preliminary approval of the class settlement is brought
17 pursuant to California Rules of Court, rule 3.769. Plaintiff’s motion will be based on this
18 notice of 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: May 26, 2022

**BLUMENTHAL NORDREHAUG BHOWMIK
DE BLOUW LLP**

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