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Attorneys for Plaintiffs CHRISTOPHER ORNELAS, on behalf of himself and all others similarly situated, and CHRISTOPHER NIETO, on behalf of himself and all others aggrieved

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES

CHRISTOPHER ORNELAS, on behalf of
himself and all others similarly situated and
CHRISTOPHER NIETO, on behalf of
himself and all others aggrieved,

Plaintiffs,

vs.

TEKSYSTEMS, INC., a Maryland
Corporation; and DOES 1 through 10,
inclusive,

Defendants.

Case No. 19STCV39944

ASSIGNED FOR ALL PURPOSES TO:

The Honorable Carolyn B. Kuhl

Department 12

CLASS AND REPRESENTATIVE ACTION

**NOTICE OF MOTION AND MOTION FOR
ORDER GRANTING FINAL APPROVAL OF
CLASS AND PAGA ACTION SETTLEMENT**

Hearing Set By March 27, 2024 Order

Date: August 29, 2024

Time: 10:30 a.m.

Dept: SS12

Judge: Carolyn B. Kuhl

Complaint filed: November 6, 2019

Trial date: Not set

PLEASE TAKE NOTICE that on August 29, 2024 at 10:30 a.m., or as soon as the matter may be heard before the Hon. Carolyn B. Kuhl in Department 12 of the above-entitled Court in the Spring Street Courthouse located at 312 North Spring Street, Los Angeles, California 90012 pursuant to California Rules of Court 3.769, Plaintiffs Christopher Ornelas and Christopher Nieto, on behalf of themselves and all other similarly-situated and aggrieved employees, will and do move this Court for an Order Granting Final Approval of Class and PAGA Action Settlement as set forth in the fully-executed Class Action and PAGA Settlement Agreement and Class Notice filed January 17, 2024 (“Agreement”). Plaintiffs move this Court to:

1. Finally adjudicate the Settlement is fair, reasonable, and adequate.
2. Direct distribution of Individual Settlement Payments by the Settlement Administrator to all Participating Class Members and Aggrieved Employees in accordance with the Agreement.
3. Approve and direct payment to Class Counsel for their attorneys’ fees in the sum of \$59,660.70 and reimbursement of their litigation costs of \$9,500.00.
4. Approve and direct the Class Representative Service Payment of \$5,000.00 to the Named Plaintiff Christopher Ornelas.
5. Approve and direct the Class Representative Service Payment of \$5,000.00 to the Named Plaintiff Christopher Nieto.
6. Approve and direct the PAGA Payment to the California Labor Workforce and Development Agency of \$56,250.00 (75% of \$75,000.00).
7. Approve and direct the payment to ILYM Group, Inc., the appointed Settlement Administrator, of \$7,000.00 for its fees and costs in administering the Settlement.
8. Direct the Clerk of the Court to enter final judgment, and without affecting the finality of the final judgment, to reserve the Court’s continuing jurisdiction over the Parties for the purposes of implementing, enforcing, effectuating, or administering the terms of the Agreement.

This motion is made on the grounds that the proposed Settlement, preliminarily approved by this Court on March 27, 2024, is the product of arms’-length, good-faith negotiations, is fair

1 and reasonable to the Class, and should be finally approved, as more fully discussed in the
2 accompanying Memorandum in Support of Final Approval.

3 This motion is based on this Notice of Motion, the Memorandum of Points and
4 Authorities in Support, Declarations of Class Counsel Marta Manus and Rodney Mesriani,
5 Declarations of Class Representatives Christopher Ornelas and Christopher Nieto filed January
6 17, 2024, Declaration of Nick Castro on behalf of ILYM Group, Inc., the Agreement and Class
7 Notice, the Order Granting Preliminary Approval of Class Action Settlement issued March 27,
8 2024, the [Proposed] Order Granting Final Approval of Class and PAGA Action Settlement and
9 the [Proposed] Judgment, the Court's files in this matter, including but not limited to, the
10 Motion for Preliminary Approval of Class and PAGA Action Settlement filed January 17, 2024,
11 and any other documents or evidence the Court may consider at the hearing.

12 Respectfully submitted,

13 COHELAN KHOURY & SINGER
14 MESRIANI LAW GROUP, APLC

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16 Dated: August 7, 2024

17 By: 
18 Marta Manus, Esq.
19 Counsel for Plaintiffs CHRISTOPHER
20 ORNELAS and CHRISTOPHER NIETO
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