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individually and on behalf of similarly situated employees

**SUPERIOR COURT OF CALIFORNIA
FOR THE COUNTY OF SACRAMENTO**

AHMAD ZUBAIR HUSSAINI, individually
and on behalf of all other similarly situated
employees,

Plaintiff,

vs.

INTEGRATED RESOURCES, INC., a
California Corporation; SIEMENS
MOBILITY, INC., a Delaware Corporation;
and DOES 1 to 100, inclusive,

Defendants.

Case No. 34-2021-00297152

*Assigned for All Purposes to Hon. Jill H. Talley,
Department 27*

CLASS ACTION

**PLAINTIFF'S NOTICE OF MOTION AND
MOTION FOR FINAL APPROVAL OF
CLASS ACTION AND PAGA SETTLEMENT**

Date: March 24, 2023

Time: 9:00 a.m.

Dept.: 27

Judge: Hon. Jill H. Talley

Filed: March 23, 2021

FAC Filed: May 12, 2021

Trial Date: None Set

1 TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

2 PLEASE TAKE NOTICE that on March 24, 2023, at 9:00 a.m., or as soon thereafter as the
3 matter may be heard in Department 27 of the above-entitled Court, Plaintiff Ahmad Zubair Hussaini,
4 individually and on behalf of all other similarly situated individuals, will, and hereby does, move for
5 entry of an Order for the following:

- 6 1. Certifying the proposed class herein for purposes of settlement;
- 7 2. Appointing Plaintiff Ahmad Zubair Hussaini as class representative for purposes of
8 settlement;
- 9 3. Appointing Shimoda & Rodriguez Law, PC, as Class Counsel for purposes of settlement;
- 10 4. Approving the proposed class action and Private Attorneys General Act settlement, in the
11 gross amount of \$395,000, which is incorporated herein by reference;
- 12 5. Approving the application for payment to Class Counsel of attorneys' fees in the amount of
13 \$138,250;
- 14 6. Approving the application for payment to Class Counsel of reasonable costs in the amount of
15 \$10,541.24;
- 16 7. Approving the Class Representative Enhancement Payment of \$15,000 to Plaintiff Ahmad
17 Zubair Hussaini;
- 18 8. Approving the appointment of ILYM Group, Inc. as the Settlement Administrator and for
19 payment to ILYM Group, Inc. for administering said class action settlement in the amount of
20 \$12,500;
- 21 9. Approving the settlement of claims under the Private Attorneys General Act for the total
22 amount of \$10,000, 75% of which will be paid to the Labor and Workforce Development
23 Agency and 25% of which will be paid to Aggrieved Employees;
- 24 10. Determining that the class notification procedures and process complied with Class
25 Members' due process rights;
- 26 11. Directing that any portion of the Gross Settlement Amount from settlement checks that were
27 not cashed by the check cashing deadline be donated equally, *i.e.* 50/50, to Capital Pro Bono,
28 Inc., and the Center for Workers Rights under the doctrine of *cy pres*; and

12. Approving and adopting the Proposed Order and its implementation schedule, which is filed herewith and incorporated by reference.

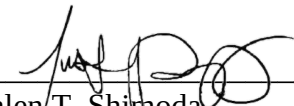
This Motion is being made pursuant to Code of Civil Procedure section 382, Labor Code section 2699(l), and California Rules of Court 3.769 and 3.764, on the grounds that the preliminary approved class action and Private Attorneys General Act settlement is fair, reasonable, and adequate as to all Class Members and should be approved by the Court. This motion will be based on the notice of motion, memorandum of points and authorities, the Declaration of Justin P. Rodriguez, the Declaration of Ahmad Zubair Hussaini, the Declaration of Cassandra Polites, exhibits, the record and files of this case, and any further oral or documentary evidence introduced at the hearing of this motion.

Pursuant to Local Rule 1.06 (A), the court will make a tentative ruling on the merits of this matter by 2:00 p.m., the court day before the hearing. The complete text of the tentative rulings for the department may be downloaded off the court's website. If the party does not have online access, they may call the dedicated phone number for the department as referenced in the local telephone directory between the hours of 2:00 p.m. and 4:00 p.m. on the court day before the hearing and receive the tentative ruling. If you do not call the court and the opposing party by 4:00 p.m. the court day before the hearing, no hearing will be held.

Dated: February 28, 2023

Shimoda & Rodriguez Law, PC

By: _____


Galen T. Shimoda
Justin P. Rodriguez
Renald Konini
Attorneys for Plaintiff