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**SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF SAN DIEGO**

ERIC JACOBS, an individual, on behalf
of himself and on behalf of all persons
similarly situated,

Plaintiffs,

vs.

CAL-STATE AUTO PARTS, INC., a
California Corporation; and DOES 1
through 50, inclusive,

Defendants.

CASE NO.: 37-2021-00031418-CU-OE-CTL

[Consolidated with Case No.
37-2021-00031457-CU-OE-CTL]

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

Hearing Date: October 6, 2023

Hearing Time: 8:30 a.m.

Judge: Hon. Ronald F. Frazier
Dept.: 65

Action Filed: July 22, 2021

Trial Date: Not set

TO ALL THE PARTIES AND THEIR RESPECTIVE ATTORNEYS OF RECORD:

YOU ARE HEREBY NOTIFIED THAT at 8:30 a.m. on October 6, 2023, or as soon
thereafter as the matter can be heard, in Department 65 at the above entitled Court before the

1 Honorable Gregory W. Pollack, Plaintiff Eric Jacobs ("Plaintiff") will apply for an order:
2 (1) preliminarily approving the proposed settlement of this class action with Defendant
3 Cal-State Auto Parts, Inc. ("Defendant"); (2) for settlement purposes only, conditionally
4 certifying the Class, which is comprised of "all individuals who were employed by
5 Defendant in California and classified as hourly, non-exempt employees at any time during
6 the Class Period", which is July 22, 2017 through October 28, 2022; (3) provisionally
7 appointing Plaintiff as the representative of the Class; (4) provisionally appointing Norman
8 B. Blumenthal, Kyle R. Nordrehaug, and Aparajit Bhowmik of Blumenthal Nordrehaug
9 Bhowmik De Blouw LLP as Class Counsel; (5) approving the form and method for
10 providing class-wide notice; (6) directing that notice of the proposed settlement be given to
11 the class; (7) appointing ILYM Group as Administrator, and (8) scheduling a final approval
12 hearing date for February 16, 2024 to consider Plaintiff's motion for final approval of the
13 settlement and entry of the Judgment and Plaintiff's motion for approval of attorneys' fees
14 and expenses.

15 This unopposed motion for preliminary approval of the class settlement is brought
16 pursuant to California Rules of Court, rule 3.769. Plaintiff's motion will be based on this
17 notice of motion and motion, the accompanying memorandum of points and authorities, the
18 Declaration of Kyle Nordrehaug, the Class Action and PAGA Settlement Agreement
19 ("Agreement") between the Parties, and the complete files and records in this action.
20 Because all parties have agreed to the proposed class settlement, this motion is not opposed
21 by Defendant.

22 Respectfully submitted,

23 Dated: July 28, 2023

**BLUMENTHAL NORDREHAUG BHOWMIK
DE BLOUW LLP**

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