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Attorneys for Plaintiffs

(Additional Counsel on Next Page)

SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF RIVERSIDE

REYNALDO RIOS, individually, and on behalf
of other aggrieved employees pursuant to the
California Private Attorneys General Act;

Plaintiff,

v.

ABILITY COUNTS, INC., a California
corporation; MOHENI GAJI, individually; and
DOES 1 through 100, inclusive,

Defendants.

REYNALDO RIOS, individually, and on behalf of
other members of the general public similarly
situated; MICHELLE CHASE, individually, and
on behalf of other members of the general public
similarly situated;

Plaintiffs,

v.

ABILITY COUNTS, INC., a California
corporation; and DOES 1 through 100, inclusive,

Defendants.

Case No. CVRI2104367

[Consolidated with Case No. CVRI2105433]

**NOTICE OF MOTION FOR
PRELIMINARY APPROVAL OF CLASS
ACTION AND PAGA SETTLEMENT**

Date: September 22, 2025

Time: 8:30 a.m.

Reservation ID: 067215178570

Judge: Hon. Harold Hopp

Dept.: 1

LAWYERS FOR JUSTICE, PC

Edwin Aiwazian, Esq.

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Attorneys for Plaintiffs

1 TO THE COURT, ALL PARTIES, AND THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE that on September 22, 2025, at 8:30 a.m., or as soon thereafter as
3 counsel may be heard, in Department 1 of the Riverside Superior Court, the Honorable Judge Harold
4 W. Hopp presiding, Plaintiffs REYNALDO RIOS and MICHELLE CHASE, will, and hereby do,
5 move this Court to:

6 1. Preliminarily approve the settlement described in the Stipulation of Settlement of Class
7 and PAGA Action Claims and Release of Claims (“Agreement”) attached as Exhibit A to the
8 Declaration of Jean-Claude Lapuyade filed concurrently herewith;

9 2. Conditionally certify the Settlement Class;

10 3. Approve distribution of the proposed Notice of Pendency of Class Action Settlement,
11 Exclusion Form, Objection Form, and Final Hearing Date to the Settlement Class;

12 4. Appoint Plaintiffs Reynaldo Rios and Michelle Chase as the Class Representatives;

13 5. Appoint the JCL Law Firm, APC, Zakay Law Group, APLC, and Lawyers for Justice,
14 PC as Class Counsel; and

15 6. Set a hearing date for final approval of the settlement.

16 This Motion is based upon: (1) this Notice of Motion; (2) the Memorandum of Points and
17 Authorities in Support of Motion for Preliminary Approval of Class and PAGA Action Settlement; (3)
18 the Declaration of Jackland K. Hom, Esq.; (4) the Declaration of Jean-Claude Lapuyade, Esq.; (5) the
19 Declaration of Shani O. Zakay, Esq.; (6) the Declaration of Vartan Madoyan, Esq.; (7) the Declaration
20 of the Plaintiff Reynaldo Rios; (8) the Declaration of the Plaintiff Michelle Chase; (9) the Declaration
21 of the Settlement Administrator; (10) the Stipulation of Settlement of Class and PAGA Action Claims
22 and Release of Claims and exhibit attached thereto; (11) the [Proposed] Order Granting Preliminary
23 Approval of Class and PAGA Action Settlement and exhibits attached thereto; (12) the records,
24 pleadings, and papers filed in this action; and (13) upon such other documentary and oral evidence or
25 argument as may be presented to the Court at or prior to the hearing of this Motion.

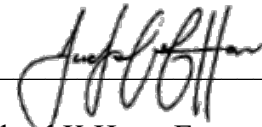
26 The Court will make a tentative ruling on the merits of this matter by 3:00 p.m. on the court day
27 prior to the hearing. Tentative rulings will be available on the Internet or by calling 1-760-904-5722.
28 To view go to: <http://www.riverside.courts.ca.gov> and click on the tentative ruling link. The tentative

1 ruling shall become the ruling of the Court unless, by 4:30 p.m. on the court day before the scheduled
2 hearing, a party gives notice of intent to appear to all parties and the court. The notice of intent to
3 appear must be given either in person or by telephone. Where notice of intent to appear has been
4 properly given, or upon direction of the Court, oral argument will be permitted.

5 As this Motion is unopposed, the Parties respectfully request relief from the page limit
6 requirement set by California Rules of Court, Rule 3.1113(d).

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8 Dated: August 6, 2025

ZAKAY LAW GROUP, APLC

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10 By:  _____

11 Jackland K Hom, Esq.
12 Attorneys for Plaintiff
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Court Reservation Receipt

Reservation	
Reservation ID: 067215178570	Status: RESERVED
Reservation Type: Motion for Preliminary Approval of Class Action Settlement	Number of Motions: 1
Case Number: CVRI2104367	Case Title: RIOS vs ABILITY COUNTS, INC.
Filing Party: REYNALDO RIOS (Plaintiff)	Location: Historic Court House - Department 1
Date/Time: September 22nd 2025, 8:30AM	Confirmation Code: CR-E2DB3WS8TSRVXYJPJ

Fees			
Description	Fee	Qty	Amount
Motion for Preliminary Approval of Class Action Settlement	0.00	1	0.00
TOTAL			\$0.00

Payment	
Amount: \$0.00	Type: NOFEE

 [Back to Main](#)

 [Print Page](#)