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13 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
14 **IN AND FOR THE COUNTY OF SAN FRANCISCO**

15 BIANCA CURRY, on behalf of herself
16 and on behalf of all persons similarly
17 situated,

18 Plaintiff,

19 vs.

20 UNITED HEALTH CARE STAFFING,
21 INC., a California Corporation;
22 ON-CALL THERAPISTS, INC., a
23 California Corporation; DOES 1
24 through 50, inclusive,

25 Defendants.

Case No. CGC-21-597339

[Consolidated with Case No. CGC-22-598120]

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

Hearing Date: May 22, 2023

Hearing Time: 9:30 a.m.

Judge: Hon. Richard B. Ulmer

Dept: 302

Action Filed: December 28, 2021

Trial Date: Not Set

26 **TO ALL THE PARTIES AND THEIR RESPECTIVE ATTORNEYS OF RECORD:**

27 YOU ARE HEREBY NOTIFIED THAT on May 22, 2023 at 9:30 a.m., in
28 Department 302 of the above entitled Court before the Honorable Richard B. Ulmer,
Plaintiff Bianca Curry ("Plaintiff") will apply for an order: (1) preliminarily approving the

1 proposed settlement of this class action with Defendants United Health Care Staffing, Inc.
2 and On-Call Therapists, Inc. (“Defendants”); (2) for settlement purposes only, conditionally
3 certifying the Class, which is comprised of “all individuals who were employed by
4 Defendants in California and classified as a non-exempt employee or alleged to have been
5 misclassified as an independent contractor at any time during the Class Period” of December
6 28, 2017 through February 4, 2023; (3) provisionally appointing Plaintiff as the
7 representative of the Class; (4) provisionally appointing Norman B. Blumenthal, Kyle R.
8 Nordrehaug, and Aparajit Bhowmik of Blumenthal Nordrehaug Bhowmik De Blouw LLP as
9 Class Counsel for the Class; (5) approving the form and method for providing class-wide
10 notice; (6) directing that notice of the proposed settlement be given to the Class; (7)
11 appointing ILYM Group as the Administrator; and (8) scheduling a final approval hearing
12 date to consider Plaintiff’s motion for final approval of the settlement and entry of the
13 Judgment, and Plaintiff’s motion for approval of attorneys' fees and expenses.

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

21 Respectfully submitted,

22 Dated: April 25, 2023

**BLUMENTHAL NORDREHAUG BHOWMIK
DE BLOUW LLP**

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