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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

MACKENSIE BIDDLE, JESSA
NALUZ, EVANGELINE D.
GASTON, individually, and on behalf
of other members of the general
public similarly situated and on behalf
of other aggrieved employees
pursuant to the California Private
Attorneys General Act;

Plaintiffs,

vs.

C & J CLARK RETAIL, INC., an
unknown business entity; and DOES 1
through 100, inclusive,

Defendants.

Case No.: 8:24-cv-01131-JWH-ADS

Honorable John W. Holcomb
Courtroom 9D

CLASS ACTION

**PLAINTIFFS' AMENDED NOTICE
OF MOTION AND MOTION FOR
PRELIMINARY APPROVAL OF
CLASS ACTION SETTLEMENT**

[Corrected Memorandum of Points and
Authorities; Corrected Declarations of
Proposed Class Counsel (Helene Mayer
and Vadang J. Patel); Corrected
Declarations of Proposed Class
Representatives (Mackensie Biddle, Jessa
Naluz, and Evangeline D. Gaston); and
Corrected [Proposed] Order filed
concurrently herewith]

Date: April 25, 2025
Time: 9:00 a.m.
Courtroom: 9D

Complaint Filed: July 16, 2019
Action Removed: August 12, 2019
FAC Filed: August 21, 2019
SAC Filed: November 15, 2019
FAC Filed: January 6, 2021
4AC Filed: May 28, 2024
Trial Date: None Set

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TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

PLEASE TAKE NOTICE that on April 25, 2025 at 9:00 a.m., or as soon thereafter as the matter may be heard before the Honorable John W. Holcomb in Courtroom 9D of the United States District Court for the Central District of California, located at Ronald Reagan Federal Building and U.S. Courthouse, 411 W. 4th Street, Santa Ana, California 92701, Plaintiffs Mackensie Biddle (“Plaintiff Biddle”), Jessa Naluz (“Plaintiff Naluz”), and Evangeline D. Gaston (“Plaintiff Gaston”) (collectively, “Plaintiffs”) will and hereby do move for an order:

- Granting preliminary approval of the proposed class action settlement described herein and as set forth in the parties’ Joint Stipulation of Class and Representative Action Settlement and Release (“Settlement,” “Agreement,” or “Settlement Agreement”), attached as “**EXHIBIT 1**” to the Corrected Declaration of Helene Mayer in Support of Plaintiffs’ Motion for Preliminary Approval of Class Action Settlement, including and not limited to, the means of allocation and distribution the Maximum Settlement Amount and the Net Settlement Amount, and the allocations for Attorneys’ Fees and Costs, Class Representative Enhancement Payments, PAGA Allocation, and Settlement Administration Costs;
- Conditionally certifying the proposed Class for settlement purposes only;
- Appointing Plaintiffs Mackensie Biddle, Jessa Naluz, and Evangeline D. Gaston as Class Representatives;
- Appointing Lawyers *for* Justice, PC and Bibiyan Law Group, P.C as Class Counsel;
- Approving the proposed Notice of Class and Representative Action Settlement (“Notice Packet”), attached as “**EXHIBIT A**” to the Settlement Agreement;

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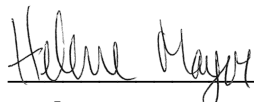
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- Appointing Simpluris, Inc. as the Settlement Administrator to handle the notice and administration process for the Settlement and preliminarily approving Settlement Administration Costs;
- Directing the Settlement Administrator to mail the Notice Packet to the proposed Class;
- Approving the proposed deadlines for the notice and administration process as reflected herein and in the Settlement Agreement; and
- Scheduling a hearing to consider final approval of the Settlement, at which time the Court will also consider whether to grant final approval of the requests for an award of the Attorneys' Fees and Costs, Class Representative Enhancement Payments, and Settlement Administration Costs.

This motion is based upon the concurrently-filed Corrected Memorandum of Points and Authorities; the Corrected Declarations of Proposed Class Counsel (Helene Mayer and Vadang J. Patel) and Proposed Class Representatives (Mackensie Biddle, Jessa Naluz, and Evangeline D. Gaston) in support thereof; as well as the pleadings and other records on file with the Court in this matter, and such evidence and oral argument as may be presented at the hearing on this motion.

Dated: March 17, 2025

LAWYERS for JUSTICE, PC

By: 
Helene Mayer
Attorneys for Plaintiffs Mackensie Biddle
and Jessa Naluz