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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

KASPER LEUZINGER, MICHAEL ALLEN
JENSEN, WILLIAM MATNEY-TATE, and
RICARDO AMEZCUA, on behalf of themselves
and all others similarly situated,

Plaintiffs,

vs.

GARDNER TRUCKING, INC., a California
corporation, GARDNER TRUCKING
CONVERSION, LLC, a California Limited
Liability Company; CRST EXPEDITED, INC.,
an Iowa Corporation; CRST THE
TRANSPORTATION SOLUTION, INC., an
entity of unknown formation; and DOES 1
through 50, inclusive,

Defendants.

Case No.: 4:21-cv-04952-YGR

Consolidated with:

4:21-cv-07474-YGR

4:21-cv-07741-YGR

4:22-cv-06501-YGR

[Related on July 27, 2021 to *Castro v.*
Gardner Trucking, Inc., N.D. Cal. Case No.
4:20-cv-05473-YGR]

**PLAINTIFFS' NOTICE OF MOTION
AND MOTION FOR FINAL
APPROVAL OF CLASS ACTION AND
PAGA SETTLEMENT AND
ATTORNEYS' FEES AND COSTS**

Date: February 18, 2025

Time: 2:00 p.m.

Place: Courtroom 1 – 4th Floor

Action Filed: June 28, 2021

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KASPER LEUZINGER, MICHAEL ALLEN JENSEN,
8 and RICARDO AMEZCUA

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that on February 18, 2025, at 2:00 p.m., or as soon thereafter as the matter may be heard, before the Honorable Yvonne Gonzalez Rogers in Courtroom 1-4th Floor of this Court, located at 450 Golden Gate Avenue, San Francisco, CA 94102, Plaintiffs Kasper Leuzinger, Michael-Allen Jensen, William Matney-Tate, and Ricardo Amezcua (collectively, “Plaintiffs”) will seek an Order:

- (1) Granting Final Approval of the Class and PAGA Action Settlement;
- (2) Approving the request for attorneys’ fees to Class Counsel of 30% of the Gross Settlement Amount, totaling \$1,215,000.00;
- (3) Approving reimbursement of actual litigation costs of \$31,891.93; and
- (4) Approving the Class Representative Enhancement Payments totaling \$40,000.00 to Plaintiffs for the time and effort spent pursuing this matter on behalf of the Settlement Class, the risks taken and in recognition of the general release they have entered into as part of this Settlement; and
- (5) Approving the Administration fee request totaling \$100,000.00 to the Settlement Administrator ILYM Group, Inc in connection with the administration of the settlement.

This Motion is based on this Notice of Motion, the following Memorandum of Points and Authorities, the Declarations of James R. Hawkins and Shaun Setareh in support of Final Approval, the Declarations of Plaintiffs Kasper Leuzinger, Michael-Allen Jensen, William Matney-Tate, and Ricardo Amezcua previously submitted in support of Preliminary Approval, the Declaration of settlement administrator Nathalie Hernandez on behalf of ILYM Group Inc., and all other records, pleadings, and papers on file in this action and such other evidence or argument as may be presented to the Court at the hearing on this Motion.

The Parties have met and conferred pursuant to 7-3 regarding the substance of the motion, and Defendants do not oppose this Motion.

Respectfully submitted,

JAMES HAWKINS APLC
SETAREH LAW GROUP

DATED: November 27, 2024

By: /s/ Gregory Mauro
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Michael Calvo
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Attorneys for Plaintiffs and the Settlement Class

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