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Attorneys for Plaintiff MARA SANTAMARIA,
individually and on behalf of all others similarly situated

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF SAN BERNARDINO

MARA SANTAMARIA, and on behalf of
all others similarly situated,

Plaintiffs,

v.

BRIGHT HORIZONS CHILDREN'S
CENTER, a Delaware Corporation;
BRIGHT HORIZONS FAMILY
SOLUTIONS INC., a Delaware
Corporation, and DOES 1-10, inclusive,

Defendants.

Case No.: CIVSB2210140

Assigned For All Purposes To:
Judge: Michael A. Sachs
Dept.: S28

**PLAINTIFF'S NOTICE OF MOTION FOR
PRELIMINARY APPROVAL OF CLASS
ACTION AND PAGA SETTLEMENT,
APPROVAL OF CLASS NOTICE, AND
CONDITIONAL CERTIFICATION OF
SETTLEMENT CLASS**

Prelim Approval Hearing: December 8, 2022
Time: 8:30 a.m.

Complaint Filed: May 17, 2022

1 TO ALL PARTIES HEREIN AND THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE that on December 8, 2022, at 8:30 a.m. in Department S28 of
3 this Court, located at the Superior Court of California, County of San Bernardino, 247 West Third
4 Street, San Bernardino, CA 92451, or as soon thereafter as this matter can be heard, Plaintiff Mara
5 Santamaria (“Plaintiff”) will move this Court for an order:

6 1. Granting preliminary approval of the Settlement reached between Plaintiff and
7 Defendants Bright Horizons Children’s Centers LLC and Bright Horizons Family Solutions Inc.
8 (collectively “Defendants” or “Bright Horizons”) (together with Plaintiff, “the Parties”), the terms
9 of which are set forth in the Stipulation of Settlement and Release (the “Settlement Agreement” or
10 the “Settlement”), which is attached hereto as Exhibit A, and the definitions therein are incorporated
11 by reference into this Notice;

12 2. Pursuant to California Code of Civil Procedure section 382, and for purposes of, and
13 solely in connection with, the Settlement, conditionally certifying, for settlement purposes only,
14 the Settlement Class as defined in the Settlement Agreement;

15 3. Approving the law offices of James Hawkins, APLC as Settlement Class Counsel;

16 4. Approving Plaintiff Mara Santamaria as Class Representative;

17 5. Finding the Parties’ proposed Notice of Class Action Settlement (“Class Notice”)
18 attached as Exhibit 1 to the supporting Declaration of James R. Hawkins (“Hawkins Declaration”)
19 is the best means practicable of providing notice under the circumstances and when completed
20 according to the terms of the Settlement shall constitute due and sufficient notice of this action, the
21 Settlement, and the Final Approval Hearing to all persons affected by and/or authorized to
22 participate in the Settlement in full compliance with California Rule of Court 3.769, California
23 Code of Civil Procedure section 382, and the requirements of due process;

24 6. Approving the form and content of the proposed Class Notice, Request for
25 Exclusion Form (Opt Out Form), and Dispute Form, and establishing a schedule for the
26 dissemination of the Class Notice to Settlement Class Members as well as the deadlines for
27 Settlement Class Members to object to or opt out in connection with the Settlement;

28 7. Approving ILYM Group, Inc. as the Settlement Administrator in this matter.

1 8. Granting the Preliminary Approval Order substantially in the form of the proposed
2 order submitted herewith.

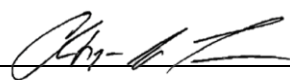
3 9. Scheduling a hearing on final approval of the Settlement at which Settlement Class
4 Members may be heard, to determine all necessary matters concerning the Settlement Agreement,
5 including whether the Settlement is fair, adequate, and reasonable; whether this Court should grant
6 final approval; whether to grant Plaintiff's Counsel's applications for awards of fees and costs; and
7 whether to grant Plaintiff's application for a Class Representative's Enhancement Award.

8 10. Ordering that upon final approval and completion of administration, all Settlement
9 Class Members who have not submitted requests for exclusion and the Class Representative will
10 be deemed to have forever released and discharged the Released Claims, as well as all other claims
11 identified in section 2 of the Settlement, applicable to them and waived their rights for the
12 applicable Released Claims, as well as all other claims identified in section 2 of the Settlement, as
13 set forth in the preliminarily approved Settlement.

14 This motion is brought pursuant to California Rule of Court 3.769 and California Code of
15 Civil Procedure section 382, and is based on this Notice of Motion and Motion; the Memorandum
16 of Points and Authorities in support of the Motion; the Declaration of James R. Hawkins in Support
17 of Motion for Preliminary Approval; the Declaration of Plaintiff Mara Santamaria in Support of
18 Motion for Preliminary Approval; all documents currently on file in this action; the arguments of
19 counsel; and such other and further evidence as the Court may choose to entertain.

20
21 Dated: November 14, 2022

JAMES HAWKINS, APLC

22
23 By: 
24 JAMES R. HAWKINS
25 CHRISTINA M. LUCIO
26 MITCHELL J. MURRAY
DANIELLE L. PISKOR

27 *Attorneys for Plaintiff*
28 MARA SANTAMARIA, individually and on
behalf of all others similarly situated