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SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF ORANGE

THANH PHAN, an individual, on behalf of
herself and on behalf of all persons similarly
situated,

Plaintiffs,

vs.

ST. JUDE MEDICAL CENTER, a California
Corporation; ST. JUDE HOSPITAL, a
California Corporation; and DOES 1 through
50, inclusive,

Defendants.

MARK MORANVILLE, as an individual on
behalf of himself and on behalf of all others
similarly situated,

Plaintiff,

vs.

ST. JUDE HOSPITAL, a California
Corporation; ST. JUDE HERITAGE
MEDICAL GROUP, A MEDICAL
CORPORATION, a California Corporation;
and DOES 1-100, inclusive,
Defendants.

CASE NO.: **30-2022-01244478-CU-OE-CXC**
[Consolidated with Case No.
30-2022-01246853-CU-OE-CXC]

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

Hearing Date: January 5, 2024

Hearing Time: 9:00 a.m.

Reservation No. 74162462

Judge: Hon. William D. Claster
Dept.: CX101

Action Filed: February 8, 2022

Trial Date: Not set

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

2 YOU ARE HEREBY NOTIFIED THAT at 9:00 a.m. on January 5, 2024, or as soon
3 thereafter as the matter can be heard, in Department CX101 at the above entitled Court before the
4 Honorable William D. Claster, Plaintiffs Thanh Phan and Mark Moranville (“Plaintiffs”) will apply
5 for an order: (1) preliminarily approving the proposed settlement of this class action with Defendant
6 St. Jude Hospital dba St. Jude Medical Center (“Defendant”); (2) for settlement purposes only,
7 conditionally certifying the Class, which is comprised of “all individuals who were employed by
8 Defendant in California and classified as a non-exempt employee at any time during the Class
9 Period” which is February 8, 2018 through July 27, 2023; (3) provisionally appointing Plaintiffs as
10 the representatives of the Class; (4) provisionally appointing Norman B. Blumenthal, Kyle R.
11 Nordrehaug, and Aparajit Bhowmik of Blumenthal Nordrehaug Bhowmik De Blouw LLP; Michael
12 R. Crosner, Zachary M. Crosner, Jamie Serb, and Sepideh Ardestani of Crosner Legal, PC; and
13 Derek Tran of The Tran Firm as Class Counsel; (5) approving the form and method for providing
14 class-wide notice; (6) directing that notice of the proposed settlement be given to the class; (7)
15 appointing ILYM Group as Administrator, and (8) scheduling a final approval hearing date, which is
16 proposed for May 24, 2024, to consider Plaintiffs’ motion for final approval of the settlement and
17 entry of the Judgment, and Plaintiffs’ motion for approval of attorneys’ fees and expenses.

18 This unopposed motion for preliminary approval of the class settlement is brought pursuant
19 to California Rules of Court, rule 3.769. Plaintiffs’ motion will be based on this notice of motion
20 and motion, the accompanying memorandum of points and authorities, the Declaration of Kyle
21 Nordrehaug, the Declaration of Sepideh Ardestani, the Declarations of Plaintiffs Thanh Phan and
22 Mark Moranville, the Class Action and PAGA Settlement Agreement (“Agreement”) between the
23 Parties, and the complete files and records in this action. Because all Parties have agreed to the
24 proposed class settlement, this motion is not opposed by Defendant.

25 Respectfully submitted,

26 Dated: December 4, 2023

**BLUMENTHAL NORDREHAUG BHOWMIK
DE BLOUW LLP**

27 By: /s/ Kyle Nordrehaug
28 Kyle R. Nordrehaug, Esq.
Attorney for Plaintiffs