

MESSRELIAN LAW INC.

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Attorneys for Plaintiff,

ALFREDO BETANCOURT, and all others similarly situated

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF SAN MATEO

(UNLIMITED JURISDICTION)

ALFREDO BETANCOURT, on behalf of
himself, all others similarly situated, and
the general public, and as an “aggrieved
employee” on behalf of other “aggrieved
employees” under the Labor Code Private
Attorneys General Act of 2004,

Plaintiff,

vs.

L3 TECHNOLOGIES, INC.; and DOES 1 to
25, inclusive,

Defendant(s).

Case No. 23-CIV-05704

**NOTICE OF MOTION AND PLAINTIFF’S
UNOPPOSED MOTION FOR
PRELIMINARY APPROVAL OF JOINT
STIPULATION OF CLASS ACTION
SETTLEMENT**

Action filed: December 1, 2023

Hearing Date: November 22, 2024

Hearing Time: 2:00 p.m.

Hearing Dept: 24, Hon. Jeffrey R. Finigan

Submitted Herewith Under Separate Cover

1. Memorandum of Points and Authorities;
2. Declaration of Harout Messrelian;
3. Declaration of Maralle Messrelian;
4. Declaration of Alfredo Betancourt;
5. Declaration of Julie Green; and
6. [Proposed] Order.

1 TO THE COURT, ALL PARTIES, AND THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE that on November 22, 2024 at 10:00 a.m., or as soon thereafter
3 as the matter may be heard, in Department 24 of the above-entitled court, located at 400 County
4 Center, Redwood City, CA 94063, Plaintiff Alfredo Betancourt ("Plaintiff") will and hereby does
5 move this Court for an order: (1) granting class certification of the Class solely for settlement
6 purposes pursuant to Code of Civil Procedure § 382; (2) preliminarily approving the Stipulation
7 and Settlement of Class Action and PAGA Claims (the "Settlement")¹, (3) appointing Harout
8 Messrelian and Maralle Messrelian of Messrelian Law Inc. as Class Counsel; (5) appointing
9 Plaintiff as Class Representative; (6) approving the use of the proposed notice procedures and
10 related forms; (7) directing that notice be mailed to the proposed Class; and (8) scheduling a
11 hearing date for motion for final approval of class action settlement and awards of attorneys' fees
12 and costs.

13 The "Class" or "Class Members" means:

- 14 a. All current and former hourly, non-exempt employees who worked for
15 Defendant at any time during the period beginning January 31, 2021 and
16 ending on the date that the Court grants preliminary approval of the Settlement;
17 and
18 b. All current and former hourly, non-exempt employees who worked for
19 Defendant's Sylmar, CA facility at any time during the period of August 27,
20 2018 to December 31, 2021; and
21 c. All current and former hourly, non-exempt employees who worked for
22 Defendant's Anaheim and Gardena, CA facilities at any time during the period
23 beginning October 5, 2019 and ending on the date that the Court grants
24 preliminary approval of the Settlement.

25 This Motion is made on the following grounds: (1) the Class meets all the requirements
26 for class certification for settlement purposes only under Code of Civil Procedure § 382; (2)
27 Plaintiff and his counsel are adequate to represent the Class; (3) the Settlement reflects a fair,
28 adequate, and reasonable compromise of all disputed claims in view of Defendant's potential
liability exposure as compared against the risks of continued litigation; (4) the proposed notice
procedures and related forms adequately apprise Class Members of their rights under the
Settlement and fully comport with due process; and (5) in view of the foregoing, notice should be
disseminated to Class Members and a hearing date for a motion for final approval of class action

¹ The Settlement is attached as Exhibit 1 to the Declaration of Harout Messrelian ("HM"), which is submitted herewith under a separate cover.

1 settlement and awards of attorneys' fees and costs should be set.

2 The Motion is based on this Notice of Motion and Motion, the attached Memorandum of
3 Points and Authorities, the Declarations of Harout Messrelian, Maralle Messrelian, Alfredo
4 Betancourt, and Julie Green, the exhibits, all papers and pleadings on file with the Court in this
5 action, all matters judicially noticeable, and on such oral and documentary evidence as may be
6 presented in connection with the hearing on the Motion.

7 Respectfully submitted,

8 MESSRELIAN LAW INC.

9 Dated: October 28, 2024

10 By:  _____

11 HAROUT MESSRELIAN
12 MARALLE MESSRELIAN
13 Attorneys for Plaintiff and the Class
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