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13 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

14 **IN AND FOR THE COUNTY OF SAN BERNARDINO**

15 DENNIS EBERWEIN, an individual, on
16 behalf of himself and on behalf of all
17 persons similarly situated, and on behalf
18 of the State of California, as a private
19 attorney general,

20 Plaintiff,

21 vs.

22 PSG CALIFORNIA LLC, a Limited
23 Liability Company; and DOES 1 through
24 50, inclusive,

25 Defendants.

Case No. CIVSB2207161

[Consolidated with CIVSB2211719]

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

Hearing Date: June 20, 2023

Hearing Time: 9:00 a.m.

Judge: Hon. Joseph T. Ortiz

Dept: 17

Date Filed: April 8, 2022

Trial Date: Not set

TO ALL THE PARTIES AND THEIR RESPECTIVE ATTORNEYS OF RECORD:

YOU ARE HEREBY NOTIFIED THAT on June 20, 2023 at 9:00 a.m., in
Department 17 of the above entitled Court before the Honorable Joseph T. Ortiz, Plaintiff
Dennis Eberwein ("Plaintiff") will apply for an order: (1) preliminarily approving the

1 proposed settlement of this class action with Defendant PSG California LLC (“Defendant”);
2 (2) for settlement purposes only, conditionally certifying the Class, which is comprised of
3 “all individuals who are or previously were employed by Defendant in California who were
4 classified as hourly, non-exempt employees at any time during the Class Period” of April 8,
5 2018 to May 10, 2023; (3) provisionally appointing Plaintiff as the representative of the
6 Class; (4) provisionally appointing Norman B. Blumenthal, Kyle R. Nordrehaug, Aparajit
7 Bhowmik, and Christine T. LeVu of Blumenthal Nordrehaug Bhowmik De Blouw LLP as
8 Class Counsel for the Class; (5) approving the form and method for providing class-wide
9 notice; (6) directing that notice of the proposed settlement be given to the Class; (7)
10 appointing CPT Group as the Administrator; and (8) scheduling a final approval hearing
11 date proposed for October 31, 2023 to consider Plaintiff’s motion for final approval of the
12 settlement and entry of the Judgment, and Plaintiff’s motion for approval of attorneys' fees
13 and expenses.

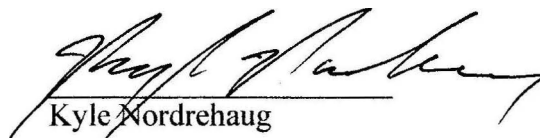
14 This motion for preliminary approval of the class settlement is brought pursuant to
15 California Rules of Court, rule 3.769. Plaintiff’s motion will be based on this notice of
16 motion and motion, the memorandum of points and authorities, the Declaration of Kyle
17 Nordrehaug, the Class Action and PAGA Settlement Agreement (“Agreement”) between the
18 parties, and the complete files and records in this action. Because all parties have agreed to
19 the proposed class settlement, this motion is not opposed by Defendant.

20 Respectfully submitted,

21 Dated: May 8, 2023

**BLUMENTHAL NORDREHAUG BHOWMIK
DE BLOUW LLP**

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23 By:


24 Kyle Nordrehaug
25 Attorney for Plaintiff
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