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SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF SAN DIEGO

FERNANDO G. HERRERA, individually
and on behalf of all others similarly
situated,

Plaintiffs,

vs.

ST. PAUL'S EPISCOPAL HOME, INC.;
and DOES 1 through 20, inclusive,

Defendants.

CASE NO.: **37-2021-00050163-CU-OE-CTL**
[Consolidated with Case No.
37-2022-00022641-CU-OE-CTL and Case
No. **37-2023-00002553-CU-OE-CTL**]

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

Hearing Date: April 4, 2025
Hearing Time: 8:30 a.m.

Judge: Hon. Blaine K. Bowman
Dept.: 74

Date Action Filed: November 30, 2021
Trial Date: Not set

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

2 YOU ARE HEREBY NOTIFIED THAT at 8:30 a.m. on April 4, 2025 in Department
3 74 at the above entitled Court before the Honorable Blaine K. Bowman, Plaintiffs Fernando
4 Herrera, Victoria Garcia, and Martha Ayala (all collectively referred to as “Plaintiffs”) will
5 apply for an order: (1) preliminarily approving the proposed settlement of this class action
6 with Defendants St. Paul's Episcopal Home, Inc. (including St. Paul's Senior Homes and
7 Services, St. Paul's Senior Services, St. Paul's Manor, St Paul's Villa, St. Paul's Plaza, St.
8 Paul's McColl Health Center, St. Paul's Community Care Center, St. Paul's Senior Day
9 Services, St. Paul's Child Care Services, St. Paul's Villa, Inc., and/or St. Paul's Retirement
10 Homes Foundation) and Community Eldercare of San Diego, Inc. (dba St. Paul's PACE) (all
11 collectively referred to as “Defendants”); (2) for settlement purposes only, conditionally
12 certifying the Class, which is comprised of “all any and all non-exempt employees who
13 worked for Defendants during the Class Period (i.e. November 30, 2017 to September 21,
14 2024), and did not sign an arbitration agreement containing a class action waiver or who
15 signed arbitration agreements that contained the same language as in the arbitration
16 agreements signed by Plaintiffs Herrera and Ayala”; (3) provisionally appointing Plaintiffs
17 as the representatives of the Class; (4) provisionally appointing Blumenthal Nordrehaug
18 Bhowmik De Blouw LLP, Aegis Law Firm, PC, and Parker & Minne, LLP as Class
19 Counsel; (5) approving the form and method for providing class-wide notice; (6) directing
20 that notice of the proposed settlement be given to the Class; (7) appointing ILYM Group,
21 Inc. as Administrator, and (8) scheduling a final approval hearing date, proposed for August
22 29, 2025, to consider Plaintiffs’ motion for final approval of the settlement and for approval
23 of attorneys’ fees, expenses and the service award.

24 This unopposed motion for preliminary approval of the class settlement is brought
25 pursuant to California Rules of Court, rule 3.769. Plaintiffs’ motion will be based on this
26 notice of motion and motion, the accompanying memorandum of points and authorities, the
27 Declaration of Kyle Nordrehaug, the Declaration of Jessica Campbell, the Declaration of Jill
28 Parker, the Declarations of the Plaintiffs, the Class Action and PAGA Settlement Agreement

1 (“Agreement”) between the Parties, and the complete files and records in this action.
2 Because all Parties have agreed to the proposed class settlement, this motion is not opposed
3 by Defendants.

4 Respectfully submitted,

5 Dated: March 10, 2025

AEGIS LAW FIRM, PC

PARKER & MINNE, LLP

**BLUMENTHAL NORDREHAUG BHOWMIK
DE BLOUW LLP**

By: /s/ Kyle Nordrehaug
Kyle R. Nordrehaug, Esq.

Attorneys for Plaintiffs