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SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF ALAMEDA

SONNY RATTLER, an individual, on
behalf of himself and on behalf of all
persons similarly situated, and on behalf of
the State of California, as private attorney
general,

Plaintiffs,

vs.

PACIFIC COAST CONTAINER, INC., a
California Corporation; and DOES 1
through 50, inclusive,

Defendants.

CASE NO.: **22CV015216**

[Consolidated with Case No. 22CV015223]

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

Hearing Date: April 3, 2024

Hearing Time: 2:30 p.m.

Reservation ID: A-15216-001

Judge: Hon. Tara Desautels

Dept.: 23

Action Filed: July 28, 2022

Trial Date: Not set

TO ALL THE PARTIES AND THEIR RESPECTIVE ATTORNEYS OF RECORD:

YOU ARE HEREBY NOTIFIED THAT at 2:30 p.m. on April 3, 2024 in Department
23 at the above entitled Court before the Honorable Tara Desautels, Plaintiff Sonny Rattler
("Plaintiff") will apply for an order: (1) preliminarily approving the proposed settlement of

1 this class action with Defendant Pacific Coast Container, Inc. (“Defendant”); (2) for
2 settlement purposes only, conditionally certifying the Class, which is comprised of “all
3 individuals who are or previously worked for Defendant in California, including any
4 employees staffed with Defendant by a third party, and who were classified as non-exempt
5 at any time during the Class Period”, which is July 28, 2018, through July 23, 2023; (3)
6 provisionally appointing Plaintiff as the representative of the Class; (4) provisionally
7 appointing Norman B. Blumenthal, Kyle R. Nordrehaug, and Aparajit Bhowmik of
8 Blumenthal Nordrehaug Bhowmik De Blouw LLP as Class Counsel; (5) approving the form
9 and method for providing class-wide notice; (6) directing that notice of the proposed
10 settlement be given to the class; (7) appointing Apex Class Action, LLC as Administrator,
11 and (8) scheduling a final approval hearing date, proposed for August 20, 2024, which is at
12 least 120 days from preliminary approval, to consider Plaintiff’s motion for final approval of
13 the settlement and for approval of attorneys’ fees and expenses.

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

21 Respectfully submitted,

22 Dated: March 11, 2024

**BLUMENTHAL NORDREHAUG BHOWMIK
DE BLOUW LLP**

23 By: /s/ Kyle Nordrehaug
24 Kyle R. Nordrehaug, Esq.
25 Attorney for Plaintiff
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