

1 **BLUMENTHAL NORDREHAUG BHOWMIK**  
2 **DE BLOUW LLP**

3 Norman B. Blumenthal (State Bar #068687)

4 Kyle R. Nordrehaug (State Bar #205975)

5 Aparajit Bhowmik (State Bar #248066)

6 2255 Calle Clara

7 La Jolla, CA 92037

8 Telephone: (858)551-1223

9 Facsimile: (858) 551-1232

10 Email: [norm@bamlawca.com](mailto:norm@bamlawca.com)

11 Website: [www.bamlawca.com](http://www.bamlawca.com)

12 Attorneys for Plaintiffs

13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
**SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
**IN AND FOR THE COUNTY OF SAN FRANCISCO**

MELYNDA SINGH, NARCISSO  
SANTOR, ANNA SIBAL, JAY  
SINSON, AND ROBERT  
TAJANLANGIT, individuals, on  
behalf of themselves, and on behalf of  
all persons similarly situated,

Plaintiff,

vs.

TOTAL RENAL CARE, INC., a  
California Corporation; DVA RENAL  
HEALTHCARE, INC., a Corporation,  
and Does 2 through 50, Inclusive,

Defendants.

CASE No. **CGC-16-550847**

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

Hearing Date: August 14, 2019

Hearing Time: 9:30 a.m.

**Reservation No. 07170814-05**

Dept.: 302

Judge: Hon. Ethan P. Schulman

Date Filed: March 8, 2016

Trial Date: Not Set

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

2 YOU ARE HEREBY NOTIFIED THAT at 9:30 a.m. on August 14, 2019, or as soon  
3 thereafter as the matter can be heard, in Department 302 of the above entitled Court before the  
4 Honorable Ethan P. Schulman, Plaintiffs Melynda Singh, Narcisso Santor, Anna Sibal, Jay Sinson,  
5 and Robert Tajanlangit ("Plaintiffs") will apply for an order (1) certifying the settlement class and  
6 preliminarily approving the proposed settlement of this class action with Defendants Total Renal  
7 Care, Inc., DVA Renal Healthcare, Inc., DaVita Inc., RTC-California, Continental Dialysis, Inc.,  
8 DaVita NephMed of CA, Kidney Care RX, Inc., Knickerbocker Dialysis, Inc., Phys Dialysis  
9 Acquisitions, Renal Life Link, Inc., RMS LifeLink, Inc., RTC-Illinois, RTC-MidAtlantic,  
10 RTC-Southeast, RTC-West, Village Health DM, LLC, GDC Resources, LLC, and Patient Pathways  
11 ("Defendants"); (2) approving the form and method for providing class-wide notice; (3) directing  
12 that notice of the proposed settlement be given to the class; and (4) scheduling a final approval  
13 hearing date to consider the motion for final approval of the settlement, entry of the Judgment, and  
14 the application for attorneys' fees and reimbursement of litigation expenses.

15 This Motion is brought in accordance with California Rules of Court, rule 3.769, and will be  
16 based on this notice, the accompanying points and authorities, the Declaration of Kyle Nordrehaug,  
17 the Class Action Settlement Agreement ("Agreement") between the Parties, and the complete files  
18 and records in this action. All Parties have agreed to the proposed class settlement and have met and  
19 conferred regarding the motion, therefore, this motion is not opposed by Defendants.

20  
21 Dated: July 18, 2019

BLUMENTHAL NORDREHAUG BHOWMIK  
DE BLOUW LLP

22  
23 By: /s/ Norman Blumenthal

24 Norman Blumenthal  
25 Kyle Nordrehaug  
26 Attorneys for Plaintiffs  
27  
28