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SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF PLACER

MONICA CUTHBERT, SHERRI
MAYER, BELA CRISPIN, CORRINE
SALAZAR-ROSE, individuals, on behalf
of themselves and on behalf of all persons
similarly situated,

Plaintiffs,

vs.

AMERICAN PACIFIC MORTGAGE
CORPORATION, a California
Corporation; and DOES 1 through 50,
inclusive,

Defendants.

CASE NO.: **S-CV-0049369**

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

Hearing Date: July 23, 2024
Hearing Time: 8:30 a.m.

Judge: Hon. Trisha Hirashima
Department: 42

Action Filed: October 27, 2022
Trial Date: Not set

TO ALL THE PARTIES AND THEIR RESPECTIVE ATTORNEYS OF RECORD:

YOU ARE HEREBY NOTIFIED THAT at 8:30 a.m. on July 23, 2024 in Department
42 at the above entitled Court before the Honorable Trisha Hirashima, Plaintiffs Monica
Cuthbert, Bela Crispin, Sherri Mayer, and Corrine Salazar-Rose (“Plaintiffs”) will apply for

1 an order: (1) preliminarily approving the proposed settlement of this class action with
2 Defendant American Pacific Mortgage Corporation (“Defendant”); (2) for settlement
3 purposes only, conditionally certifying the Class, which is comprised of “all individuals who
4 were employed by Defendant in California and classified as a non-exempt employee at any
5 time during the Class Period who did not sign an arbitration agreement, and excluding
6 non-exempt employees who were employed by Defendant as loan officer assistants or
7 processors, or who performed equivalent duties to loan officer assistants and processors, up
8 to February 18, 2020”; (3) provisionally appointing Plaintiffs as the representatives of the
9 Class; (4) provisionally appointing Norman B. Blumenthal, Kyle R. Nordrehaug, Aparajit
10 Bhowmik, Nicholas J. De Blouw, Jeffrey S. Herman, Sergio J. Puche, and Trevor G. Moran
11 of Blumenthal Nordrehaug Bhowmik De Blouw LLP as Class Counsel; (5) approving the
12 form and method for providing class-wide notice; (6) directing that notice of the proposed
13 settlement be given to the class; (7) appointing Apex Class Action as Administrator, and
14 (8) scheduling a final approval hearing date, proposed for December 3, 2024 to consider
15 Plaintiffs’ motion for final approval of the settlement and for approval of attorneys’ fees and
16 expenses.

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

24 Respectfully submitted,

25 Dated: June 26, 2024

**BLUMENTHAL NORDREHAUG BHOWMIK
DE BLOUW LLP**

By: /s/ Kyle Nordrehaug
Kyle R. Nordrehaug, Esq.
Attorney for Plaintiffs