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13 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
14 **IN AND FOR THE COUNTY OF MADERA**

15 BRANDY HALE, an individual, on
16 behalf of herself, and on behalf of all
17 persons similarly situated,

18 Plaintiff,

19 vs.

20 PALEOWEST, LLC, a Limited
21 Liability Company; and DOES 1
22 through 50, inclusive,

23 Defendants.

Case No. MCV088135

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

Hearing Date: March 12, 2024

Hearing Time: 8:30 a.m.

Judge: Hon. Brian W. Enos

Dept: 45

Action Filed: December 1, 2022

Trial Date: Not Set

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

25 YOU ARE HEREBY NOTIFIED THAT on March 12, 2024 at 8:30 a.m., in
26 Department 45 of the above entitled Court before the Honorable Brian W. Enos, Plaintiff
27 Brandy Hale ("Plaintiff") will apply for an order: (1) preliminarily approving the proposed

1 settlement of this class action with Defendant PaleoWest, LLC (“Defendant”); (2) for
2 settlement purposes only, conditionally certifying the Class, which is comprised of “all
3 individuals who were employed by Defendant in California and classified as a non-exempt
4 employee at any time during the Class Period” of December 1, 2018 to November 23, 2023;
5 (3) provisionally appointing Plaintiff as the representative of the Class; (4) provisionally
6 appointing Norman B. Blumenthal, Kyle R. Nordrehaug, Aparajit Bhowmik, Nicholas J. De
7 Blouw, Jeffrey S. Herman, Sergio J. Puche, and Trevor G. Moran of Blumenthal
8 Nordrehaug Bhowmik De Blouw LLP as Class Counsel for the Class; (5) approving the
9 form 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 the
11 Administrator; and (8) scheduling a final approval hearing date proposed for July 30, 2024
12 to consider Plaintiff’s motion for final approval of the settlement and for approval of
13 attorneys’ fees 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 accompanying memorandum of points and authorities, the
17 Declaration of Kyle Nordrehaug, the Class Action and PAGA Settlement Agreement
18 (“Agreement”) between the parties, and the complete files and records in this action.
19 Because all parties have agreed to the proposed class settlement, this motion is not opposed
20 by Defendant.

21 Respectfully submitted,

22 Dated: February 8, 2024

**BLUMENTHAL NORDREHAUG BHOWMIK
DE BLOUW LLP**

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