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Attorneys for Plaintiff Romello Sheppard

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF ALAMEDA**

ROMELLO SHEPPARD, individually and on
behalf of other members of the general public
similarly situated and on behalf of other
aggrieved employees pursuant to the California
Private Attorneys General Act;

Plaintiff,

vs.

GHIRARDELLI CHOCOLATE COMPANY,
a California corporation; and DOES 1 through
100,

Defendants.

Case No.: 22CV020713
Hon. Somnath Raj Chatterjee, Dept. 21

Reservation ID No: 863551011994

**PLAINTIFF'S NOTICE OF MOTION
AND MOTION FOR FINAL
APPROVAL OF CLASS ACTION
AND PAGA SETTLEMENT**

**[Filed concurrently with Memorandum
of Points and Authorities, Declarations
of Joanna Ghosh, Aaron Gundzik,
Romello Sheppard, and Phoenix
Settlement Administrators; and
[Proposed] Order]**

**Date: March 25, 2024
Time: 1:30 p.m.
Dept.: 21**

Complaint Filed: October 27, 2022

TO ALL PARTIES AND TO THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that on March 25, 2025, at 1:30 p.m. in Department 21
of the above-entitled Court, located at 1221 Oak Street, Oakland, CA 94612, Plaintiff

Romello Sheppard will, and by this Notice of Motion and Motion, hereby does, move for an Order as follows:

1. Granting final approval of a class action and Private Attorneys' General Act ("PAGA") settlement in the gross amount of \$3,150,000

2. Approving a service and release payment in the amount of \$10,000 to Representative Plaintiff Romello Sheppard;

4. Approving of the payment of settlement administration costs of \$18,750 to the third-party settlement administrator, Phoenix Class Action Settlement Administrators ("Phoenix" or "Settlement Administrator");

4. Approving of a payment to the California Labor Workforce Development Agency ("LWDA") in the amount of \$262,500, which is 75% of the \$50,000 amount allocated to settle the PAGA claims, with the other 25% (\$87,500) being distributed to the PAGA employees;

5. Approving the payment of attorneys' fees of \$1,102,500, which is 35% of the gross settlement amount, and costs and expenses of \$12,908.83 to Class Counsel; and

6. Entering final judgment implementing the release of participating Class Members' claims.

Plaintiff's motion is made pursuant to California Rule of Court 3.769 and is based on this Notice of Motion and Motion, the Memorandum of Points and Authorities submitted concurrently herewith, the [Proposed] Final Approval order and [Proposed] Judgment, the Declaration of Class Counsel Aaron C. Gundzik, the Declaration of Class Counsel Joanna Ghosh, the Declaration of Representative Plaintiff Romello Sheppard, the Declaration of Jarrod Salinas, on behalf of the Settlement Administrator, Phoenix, the pleadings and other papers filed in this action, and such further argument or evidence as may be considered at the hearing on the motion.

As this Motion will be unopposed, Plaintiff respectfully requests relief from the page limit requirement set by California Rules of Court, Rule 3.1113(d).

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Attached hereto is the Court Reservation Receipt for the motion reservation ID number.

DATED: February 26, 2025

GUNDZIK GUNDZIK HEEGER LLP

By: 
Rebecca G. Gundzik
Attorneys for Plaintiff Romello Sheppard,
individually and on behalf of all others
similarly situated