

**BLUMENTHAL NORDREHAUG BHOWMIK
DE BLOUW LLP**

Norman B. Blumenthal (State Bar #068687)

Kyle R. Nordrehaug (State Bar #205975)

Aparajit Bhowmik (State Bar #248066)

2255 Calle Clara

La Jolla, CA 92037

Telephone: (858)551-1223

Facsimile: (858) 551-1232

Email: Kyle@bamlawca.com

Website: www.bamlawca.com

Attorneys for Plaintiff

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF CONTRA COSTA**

LAKEITHIA JOHNSTON, an individual,
on behalf of herself and on behalf of all
persons similarly situated, and on behalf of
the State of California, as a private attorney
general,

Plaintiffs,

vs.

GEORGIA-PACIFIC GYPSUM LLC, a
Limited Liability Company; and DOES 1
through 50, inclusive,

Defendants.

CASE NO.: **MSC22-02161**

[Consolidated with Case No. MSC22-02782]

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

Hearing Date: 02/06/25

Hearing Time: 9:00 a.m.

Judge: Hon. Charles S. Treat
Dept.: 12

Action Filed: October 7, 2022
Trial Date: Not set

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

1 YOU ARE HEREBY NOTIFIED THAT at 9:00 a.m. on a date to be set by the clerk,
2 in Department 12 at the above entitled Court before the Honorable Charles S. Treat, Plaintiff
3 Lakeithia Johnston (“Plaintiff”) will apply for an order: (1) preliminarily approving the
4 proposed settlement of this class action with Defendant Georgia-Pacific Gypsum LLC
5 (“Defendant”); (2) for settlement purposes only, conditionally certifying the Class, which is
6 comprised of “all individuals who are or previously were employed by Defendant who were
7 classified as non-exempt in the State of California at any time during the Class Period”,
8 which is October 7, 2018 to June 25, 2024; (3) provisionally appointing Plaintiff as the
9 representative of the Class; (4) provisionally appointing Norman B. Blumenthal, Kyle R.
10 Nordrehaug, and Aparajit Bhowmik of Blumenthal Nordrehaug Bhowmik De Blouw LLP as
11 Class Counsel; (5) approving the form, content, and method for providing class-wide notice;
12 (6) directing that notice of the proposed settlement be given to the Class; (7) appointing Apex
13 Class Action as Administrator; and (8) scheduling a final approval hearing date, for the
14 proposed date which is at least 120 days from preliminary approval, to consider Plaintiff’s
15 motion for final approval of the Settlement and for approval of attorneys’ fees and expenses.

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

23 Respectfully submitted,

24 Dated: October 4, 2024

**BLUMENTHAL NORDREHAUG BHOWMIK
DE BLOUW LLP**

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