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SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF SANTA CLARA

TIANA SELL, an individual, on behalf of
herself and on behalf of all persons
similarly situated,

Plaintiff,

vs.

EBLOCK CORPORATION, a
Corporation; and DOES 1 through 50,
inclusive,

Defendants.

Case No. 23CV409729

[Consolidated with Case No. 23CV410279]

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

Hearing Date: July 24, 2024

Hearing Time: 1:30 p.m.

Judge: Hon. Theodore C. Zayner
Dept.: 19

Action Filed: January 10, 2023

Trial Date: Not set

TO ALL THE PARTIES AND THEIR RESPECTIVE ATTORNEYS OF RECORD:

YOU ARE HEREBY NOTIFIED THAT on July 24, 2024 at 1:30 p.m., in
Department 19 of the above entitled Court before the Honorable Theodore C. Zayner,

1 Plaintiff Tiana Sell (“Plaintiff”) will move for an order: (1) preliminarily approving the
2 proposed settlement of this class action with Defendant EBlock Corporation (“Defendant”);
3 (2) for settlement purposes only, conditionally certifying the Class, which is comprised of
4 “all individuals who were employed by Defendant in California and classified as a
5 non-exempt employee at any time during the Class Period”, which is November 20, 2020
6 through January 26, 2024; (3) provisionally appointing Plaintiff as the representatives of the
7 Class; (4) provisionally appointing Blumenthal Nordrehaug Bhowmik De Blouw LLP as
8 Class Counsel for the Class; (5) approving the form and method for providing notice to the
9 Class of the proposed settlement; (6) directing that notice of the proposed settlement be
10 given to the Class; (7) appointing Apex Class Action LLC as the Administrator; and
11 (8) scheduling a final approval hearing date for December 4, 2024 to consider the Plaintiff’s
12 motion for final approval of the settlement and for approval of attorneys’ fees, expenses and
13 the service award.

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 Declaration of Plaintiff Tiana Sell, the Class Action
18 and PAGA Settlement Agreement (the “Agreement”) between the parties, and the complete
19 files and records in this action. Because all Parties have agreed to the proposed class
20 settlement, this motion is unopposed.

21 Respectfully submitted,

22 Dated: June 27, 2024

**BLUMENTHAL NORDREHAUG BHOWMIK
DE BLOUW LLP**

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