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SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF KINGS
(UNLIMITED JURISDICTION)

JUAN C. SOLANO, on behalf of himself and
others similarly situated,

Plaintiff,

vs.

DAVID BAKKER DAIRIES; DAVID
BAKKER, individually; JOSEPH BAKKER,
individually; and DOES 1 through 50,
inclusive,

Defendants.

Case No. 23C-0048

**NOTICE OF MOTION AND MOTION
FOR (1) PRELIMINARY APPROVAL OF
CLASS ACTION SETTLEMENT; (2)
PROVISIONAL CERTIFICATION OF
CLASS AND APPOINTMENT OF CLASS
COUNSEL; (3) APPROVAL OF FORM
AND METHOD OF CLASS NOTICE;
AND (4) THE SCHEDULING OF A
FINAL FAIRNESS HEARING**

Hon. Robert Shane Burns

Date: January 14, 2025

Time: 08:15 a.m.

Dept: 2

1 NOTICE

2 **TO THE CLERK OF THE COURT AND ALL PARTIES AND THEIR**
3 **ATTORNEYS OF RECORD:**

4 PLEASE TAKE NOTICE that on January 14, 2025, at 08:15 a.m. or as soon thereafter as
5 the matter may be heard in Department 2 of the above-entitled Court located at 1640 Kings County
6 Drive. Plaintiff Juan Carlos Solano ("Named Plaintiff"), individually and on behalf of all similarly
7 situated individuals, will and hereby do move this Court for entry of the proposed Order filed
8 concurrently herewith:

9 1. Preliminary approving the class action settlement for Four Hundred Ten Thousand
10 Dollars (\$410,000) as presumptively fair, adequate, and reasonable;

11 2. Conditionally certifying the class for proposed settlement and appoint the Named
12 Plaintiff as the class representative;

13 3. Appointing the Law Offices of John E. Hill and Law Offices of Enrique Martinez as
14 class counsel;

15 4. Approving the proposed form and method of class notice; and,

16 5. Scheduling a fairness hearing on the question of whether the proposed settlement
17 should be finally approved as fair, reasonable, and adequate.

18 The grounds for this motion are that (1) the parties have reached an arms-length settlement
19 of this matter after bona fide settlement negotiations including a mediation session with an
20 experienced mediator; (2) Plaintiff's counsel and the Named Plaintiff, as representative of the class,
21 believe that the proposed settlement is in the best interests of the class as a whole; and (3) all parties
22 desire to conclude this matter without further expense, delay, and uncertainty. This Motion is based
23 on the accompanying Memorandum of Points and Authorities, the Declaration of Enrique Martinez,
24 the Declaration of Plaintiff Juan Carlos Solano, supporting exhibits, the Proposed Order, and all
25 other records, pleadings, and papers filed in this action.

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1 Dated: December 5, 2024

Respectfully Submitted,

2 **LAW OFFICES OF ENRIQUE MARTINEZ**

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4 By: *Enrique Martinez*
5 Enrique Martinez
6 *Attorney for Plaintiff and Putative Class*