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10 **SUPERIOR COURT FOR THE STATE OF CALIFORNIA**
11 **COUNTY OF SAN MATEO**
12

13 **CHRISTOPHER FOX, THOMAS SIMS, and**
14 **KYREE WASHINGTON**, individually and on
behalf of all others similarly situated,

15 Plaintiffs,

16 vs.

17 **VERKADA, INC.**, a Delaware Corporation,
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19 Defendant.
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CASE NO. 23-CIV-00193

**PLAINTIFFS' NOTICE OF MOTION AND
MOTION FOR PRELIMINARY APPROVAL
OF CLASS, COLLECTIVE, AND
REPRESENTATIVE ACTION SETTLEMENT**

Date: February 29, 2024
Time: 10:00 a.m.
Dept.: 3
Hon. Susan L. Greenberg

1 NOTICE IS HEREBY GIVEN that, on February 29, 2024 at 10:00 a.m., or as soon thereafter as
2 the Court is available, Plaintiffs Christopher Fox, Thomas Sims, and Kyree Washington, on behalf of
3 themselves and all others similarly situated, will and hereby do move the Court to: (1) preliminarily
4 approve the Settlement Agreement between the Plaintiffs and Defendant Verkada, Inc. settling the class,
5 collective, and representative claims under California law and the federal Fair Labor Standards Act
6 (“FLSA”) alleged in the operative Second Amended Complaint; (2) certify the proposed opt-in Class and
7 Collective opt-out for settlement purposes only; (3) appoint Plaintiffs Christopher Fox, Tomas Sims, and
8 Kyree Washington as Class Representatives for settlement purposes only, and appoint HammondLaw,
9 P.C. as Class Counsel for settlement purposes; (4) appoint ILYM Group, Inc. as the Administrator; (5)
10 approve the proposed Class notices and forms attached to the Settlement Agreement, including: Exhibit
11 A: FLSA Consent to Join Form; Exhibit B: Notice of Class and Collective Action Settlement and Hearing
12 Date of Final Court Approval; Exhibit C: Request for Exclusion Form; (6) approve the method and
13 manner for providing notice and forms to the Class and the Collective; and (6) schedule a final approval
14 hearing date.

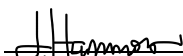
15 This Motion is based upon: the Memorandum of Points and Authorities in Support of Plaintiffs’
16 Motion for Preliminary Approval of the Class, Collective, and Representative Action Settlement; the
17 Declaration of Julian Hammond; the Declaration of Christopher Fox; the Declaration of Thomas Sims;
18 the Declaration of Kyree Washington; and the declarations of putative class and collective members
19 (Declaration of Michele Metcalf, Declaration of Jacob Hobart, and Declaration of Colleen McDonald);
20 any oral argument of counsel; the complete files, records, and pleadings in the above-captioned matter;
21 and such additional matters as the Court may consider. A Proposed Order is submitted herewith.

22 Pursuant to Labor Code § 2699(1)(2), a PDF copy of this motion and supporting papers, including
23 a copy of the Settlement Agreement and Release, will be sent to the LWDA via its online portal at the
24 time it is filed and served.

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26 Dated: February 5, 2024

Respectfully submitted,

HAMMONDLAW, P.C.



Julian Hammond

Polina Brandler

Attorneys for Plaintiffs and Proposed Classes