

Eric K. Yaeckel [CSB No. 274608]  
[yaeckel@sullivanlawgroupapc.com](mailto:yaeckel@sullivanlawgroupapc.com)

Cody D. Archer [CSB No. 361361]  
[cody@sullivanlawgroupapc.com](mailto:cody@sullivanlawgroupapc.com)

**SULLIVAN & YAECKEL LAW GROUP, APC**

2330 Third Avenue  
San Diego, California 92101  
(619) 702-6760 \* (619) 702-6761 FAX

Attorneys for Plaintiff DAVID ALEGRIA, Individually, and on behalf of other members of the general public similarly situated

**SUPERIOR COURT OF THE STATE OF CALIFORNIA**

**COUNTY OF SAN BERNARDINO**

DAVID ALEGRIA, Individually, and on  
behalf of other members of the general public  
similarly situated

Plaintiff

v.

NEXEN TIRE AMERICA, INC., a Maryland  
Corporation; and DOES 1-10, inclusive

Defendants

CASE NO. CIVSB2304566

**NOTICE OF PLAINTIFF'S *UNOPPOSED*  
MOTION FOR PRELIMINARY  
APPROVAL OF CLASS ACTION  
SETTLEMENT**

Date: May 8, 2026  
Time: 8:30 a.m.  
Judge: Hon. Kevin C. Lee  
Dept.: S26

1 TO ALL PARTIES HEREIN AND THEIR COUNSEL OF RECORD:

2 PLEASE TAKE NOTICE that on May 8, 2026, at 8:30 a.m., or as soon thereafter as the matter  
3 may be heard in Department S26 of the above-entitled court located at 247 West Third Street, San  
4 Bernardino, California 92415, the Honorable Kevin C. Lee presiding, Plaintiff DAVID ALEGRIA,  
5 will and hereby does move this Court for conditional certification of settlement class and preliminary  
6 approval of the class action settlement.

7 The unopposed motion for conditional certification of settlement class and preliminary  
8 approval of the class action settlement is based upon this Notice, the Memorandum of Points  
9 and Authorities in support, the Declaration of Raul Perez, the Declaration of Lisa Yang, the  
10 Declaration of Eric K. Yaeckel, and attached Exhibits, including the Settlement Agreement, the  
11 proposed Notice and the Proposed Order (filed herewith), the First Amended Memorandum of Points  
12 and Authorities in support, the First Amended Declaration of Eric K. Yaeckel, and attached Exhibits,  
13 including the Settlement Agreement, the First Amended proposed Notice, the Exclusion/Objection  
14 Form and the First Amended Proposed Order (filed herewith), and upon such other evidence and  
15 argument at the hearing.

16  
17 Dated: April 9, 2026

**SULLIVAN & YAECKEL LAW GROUP, APC**

18  
19 

20 Eric K. Yaeckel  
21 Cody D. Archer  
22 Attorneys for Plaintiff DAVID ALEGRIA Individually,  
23 and on behalf of other members of the general public  
24 similarly situated  
25  
26  
27  
28