

1 J. KIRK DONNELLY (SBN 179401)
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8 Counsel for Plaintiff LUIS A. MARTINEZ TRUJILLO

9 **SUPERIOR COURT OF CALIFORNIA**
10 **IN AND FOR THE COUNTY OF TULARE**

11 LUIS A. MARTINEZ TRUJILLO, on behalf
12 of all others similarly aggrieved,

13 Plaintiff,

14 vs. FORD SPRAYING, INC., a California
15 corporation, and DOES 1 through 50,
16 inclusive,

17 Defendants.

CASE NO. VCU298017

Assigned for All Purposes to:
Hon. Gary Johnson
Dept. 7

NOTICE OF MOTION AND MOTION FOR
FINAL APPROVAL OF CLASS ACTION
SETTLEMENT AND REQUEST FOR
ATTORNEY'S FEES AND COSTS

Date: February 10, 2025
Time: 8:30 a.m.
Dept.: 7

1 TO ALL PARTIES AND TO THEIR COUNSEL OF RECORD:

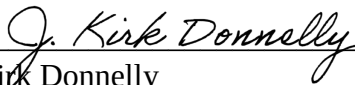
2 PLEASE TAKE NOTICE that on February 10, 2025, at 8:30 a.m. or as soon thereafter as
3 the matter may be heard, in Department 7 of the above-captioned Court, located at 221 S.
4 Mooney Blvd., Visalia, California, plaintiff Luis. A. Martinez Trujillo, on behalf of himself and
5 the conditionally certified settlement class, will and hereby does move the Court for an order
6 granting final approval of the proposed class action settlement, approving the payment of civil
7 penalties, approving the class representative service payment provided for the class action
8 settlement, and approving payment of the Settlement Administrator's fees and expenses. Plaintiff
9 also will and hereby does move the Court for an order granting an award of attorney's fees in the
10 amount of \$43,333.33 (1/3 of the gross settlement amount) and costs in the amount of \$8,413.52,
11 as provided in the proposed class action settlement.

12 This motion is brought under California Rule of Court 3.769, on the grounds that the
13 settlement is fair, reasonable and adequate and in the best interests of the class, and meets all
14 requirements for class certification. The requested class representative service payment is fair and
15 reasonable under the circumstances of the case. The requested attorney's fees and costs are fair
16 and reasonable under the circumstances of the case.

17 This motion will be based on this Notice of Motion and Motion, the accompanying
18 Memorandum of Points and Authorities, the Settlement Agreement, the accompanying
19 Declarations of J. Kirk Donnelly and Madely Nava, the Court's entire file herein, and on such
20 further evidence and argument as may be presented at the hearing.

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22 Dated: January 13, 2025

LAW OFFICES OF J. KIRK DONNELLY, APC

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25 J. Kirk Donnelly
26 Attorneys for Plaintiff Luis A. Martinez Trujillo
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