

1 **BLUMENTHAL NORDREHAUG BHOWMIK**  
2 **DE BLOUW LLP**

3 Norman B. Blumenthal (State Bar #068687)

4 Kyle R. Nordrehaug (State Bar #205975)

5 Aparajit Bhowmik (State Bar #248066)

6 2255 Calle Clara

7 La Jolla, CA 92037

8 Telephone: (858)551-1223

9 Facsimile: (858) 551-1232

10 Website: [www.bamlawca.com](http://www.bamlawca.com)

11 Attorneys for Plaintiff

12  
13 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
14 **IN AND FOR THE COUNTY OF SACRAMENTO**  
15

16 MARIAH MACIAS, an individual, on  
17 behalf of herself and on behalf of all  
18 persons similarly situated,

19 Plaintiffs,

20 vs.

21 POSITIVE BEHAVIOR SUPPORTS  
22 CORP., a California Corporation; and  
23 DOES 1 through 50, inclusive,

24 Defendants.

CASE NO.: 34-2023-00337859-CU-OE-GDS

**NOTICE OF MOTION AND MOTION  
FOR FINAL APPROVAL OF CLASS  
SETTLEMENT AND AWARD OF  
ATTORNEYS' FEES, COSTS AND  
SERVICE AWARD**

Hearing Date: June 27, 2025

Hearing Time: 9:00 a.m.

[Hearing scheduled by Order dated February  
21, 2025]

Judge: Hon. Lauri A. Damrell  
Dept.: 22

Action Filed: April 12, 2023

Trial Date: Not set

1 **TO ALL THE PARTIES AND THEIR RESPECTIVE ATTORNEYS OF RECORD:**

2 YOU ARE HEREBY NOTIFIED THAT at 9:00 a.m. on June 27, 2025, or as soon  
3 thereafter as the matter can be heard, in Department 22 at the above entitled Court before the  
4 Honorable Lauri A. Damrell, Plaintiff Mariah Macias (“Plaintiff”) will move for an order  
5 granting (1) Final Approval of the Class Action Settlement and Award of Attorneys’ Fees Costs  
6 and Service Award, and (2) Entry of the Final Approval Order and the Judgment.

7 This motion is brought in accordance with the Order dated February 21, 2025, and  
8 California Rules of Court, rule 3.769. This Motion will be based on this notice, the  
9 accompanying memorandum of points and authorities, the Declaration of Norman Blumenthal,  
10 the Class Action and PAGA Settlement Agreement (the “Agreement”), the Declaration of  
11 Cassandra Polites of ILYM Group, Inc. (the Administrator), the Declaration of the Plaintiff, and  
12 the complete files and records in this action. Because Plaintiff and Defendant Positive Behavior  
13 Supports Corp. (“Defendant”) have agreed to the proposed class settlement and have met and  
14 conferred regarding the motion, this motion is not opposed. There have been no objections  
15 submitted by the Class.

16 Pursuant to Local Rule 1.06 (A), the court will make a tentative ruling on the merits of  
17 this matter by 2:00 p.m., the court day before the hearing. The complete text of the tentative  
18 ruling may be downloaded off the court's website. If the party does not have online access, they  
19 may call the dedicated phone number for the department as referenced in the local telephone  
20 directory between the hours of 2:00 p.m. and 4:00 p.m. on the court day before the hearing and  
21 receive the tentative ruling. If you do not call the court and the opposing party by 4:00 p.m. the  
22 court day before the hearing, no hearing will be held.

23 Respectfully submitted,

24 Dated: June 3, 2025

**BLUMENTHAL NORDREHAUG BHOWMIK DE  
BLOUW LLP**

26 By: /s/ Kyle Nordrehaug  
27 Norman B. Blumenthal, Esq.  
28 Kyle R. Nordrehaug, Esq.  
Attorneys for Plaintiff

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28