

**BLUMENTHAL NORDREHAUG BHOWMIK
DE BLOUW LLP**

Norman B. Blumenthal (State Bar #068687)
Kyle R. Nordrehaug (State Bar #205975)
Aparajit Bhowmik (State Bar #248066)
2255 Calle Clara
La Jolla, CA 92037
Telephone: (858)551-1223
Facsimile: (858) 551-1232
Email: Kyle@bamlawca.com
Website: www.bamlawca.com

KINGSLEY & KINGSLEY, APC

ERIC B. KINGSLEY, Esq. (SBN 185123)
eric@kingsleykingsley.com
KELSEY M. SZAMET, Esq. (SBN 260264)
kelsey@kingsleykingsley.com
16133 Ventura Blvd., Suite 1200
Encino, CA 91436
Tel: (818) 990-8300, Fax (818) 990-2903

Attorneys for Plaintiffs

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF SANTA CLARA**

GINA MARTINEZ, ISMAEL ORTEGA,
JESSICA SAELOR, as individuals, on
behalf of themselves and others similarly
situated,

Plaintiff,

vs.

MOBILE-MED WORK HEALTH
SOLUTIONS, INC.; and DOES 1 thru 50,
inclusive,

Defendants.

Case No. 23CV410264

**NOTICE OF MOTION AND MOTION
FOR PRELIMINARY APPROVAL OF
CLASS SETTLEMENT**

Hearing Date: August 28, 2024
Hearing Time: 1:30 p.m.

Judge: Hon. Theodore C. Zayner
Dept.: 19

Action Filed: January 19, 2023
Trial Date: Not set

TO ALL THE PARTIES AND THEIR RESPECTIVE ATTORNEYS OF RECORD:

YOU ARE HEREBY NOTIFIED THAT on August 28, 2024 at 1:30 p.m., in
Department 19 of the above entitled Court before the Honorable Theodore C. Zayner,

1 Plaintiffs Gina Martinez, Ismael Ortega, and Jessica Saelor (“Plaintiffs”) will move for an
2 order: (1) preliminarily approving the proposed settlement of this class action with
3 Defendant Mobile-Med Work Health Solutions, Inc. (“Defendant”); (2) for settlement
4 purposes only, conditionally certifying the Class, which is comprised of “all on-exempt
5 employees who are employed or have been employed by Defendant in California at any time
6 during the Class Period”, which is January 1, 2019 through June 13, 2024; (3) provisionally
7 appointing Plaintiff as the representatives of the Class; (4) provisionally appointing
8 Blumenthal Nordrehaug Bhowmik De Blouw LLP, Kingsley & Kingsley, APC, and Aegis
9 Law Firm, PC as Class Counsel for the Class; (5) approving the form and method for
10 providing notice to the Class of the proposed settlement; (6) directing that notice of the
11 proposed settlement be given to the Class; (7) appointing ILYM Group, Inc. as the
12 Administrator; and (8) scheduling a final approval hearing date for January 22, 2025 to
13 consider the Plaintiffs’ motion for final approval of the settlement and for approval of
14 attorneys’ fees, expenses and the service awards.

15 This motion for preliminary approval of the class settlement is brought pursuant to
16 California Rules of Court, rule 3.769. Plaintiffs’ motion will be based on this notice of
17 motion and motion, the accompanying memorandum of points and authorities, the
18 Declaration of Kyle Nordrehaug, the Declaration of Kelsey Szamet; the Declaration of Lisa
19 Iturriaga, the Declaration of the Plaintiffs, the Class Action and PAGA Settlement
20 Agreement (the “Agreement”) between the parties, and the complete files and records in this
21 action. Because all Parties have agreed to the proposed class settlement, this motion is
22 unopposed.

23 Respectfully submitted,

24 Dated: August 2, 2024

**BLUMENTHAL NORDREHAUG BHOWMIK
DE BLOUW LLP**

25 By: /s/ Kyle Nordrehaug
26 Kyle R. Nordrehaug, Esq.
27 Attorney for Plaintiffs
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