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Attorneys for Plaintiff CHRISTINA EVA SANTIAGO,
on behalf of herself and others similarly situated

[Additional counsel listed on following page]

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF STANISLAUS

CHRISTINA EVA SANTIAGO, an
individual on behalf of herself and all others
similarly situated,

Plaintiff,

vs.

CENTER FOR HUMAN SERVICES; and
DOES 1 through 50, inclusive,

Defendants.

Case No. CV-23-003515

Assigned for all purposes to:
Hon. Sonny S. Sandhu

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

*[Filed concurrently with Memorandum of
Points and Authorities; Declaration of Enoch
J. Kim; Declaration of David Yeremian;
Declaration of Walter Haines; Declaration of
Eva Santiago; and [Proposed] Order]*

Date: August 15, 2025
Time: 8:30 a.m.
Dept.: 24

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Attorney for Plaintiff CHRISTINA EVA
SANTIAGO, on behalf of herself and others
similarly situated

1 **TO THE COURT AND DEFENDANT AND THEIR ATTORNEYS OF RECORD:**

2 PLEASE TAKE NOTICE that on August 15, 2025, at 8:30 a.m. in Department 24 of the
3 Courthouse of the Stanislaus Superior Court located at 801 10th Street, Modesto, CA 95354,
4 Plaintiff CHRISTINA EVA SANTIAGO (“Plaintiff”), on behalf of herself and other similarly
5 situated employees of Defendant CENTER FOR HUMAN SERVICES (“Defendant”)
6 (collectively, “the Parties”), will and hereby do move this Court pursuant to California Code of
7 Civil Procedure § 382 and California Rule of Court 3.769 for an order as proposed:

8 (1) Preliminarily approving the class action settlement reached between Plaintiffs and
9 Defendant, including granting preliminary approval of the following class: “all current
10 and former non-exempt hourly employees of Defendant in California during the Class
11 Period,” which is December 20, 2019, to December 31, 2024.

12 (2) Approving the form of Notice of Class Action Settlement and procedure for notice to
13 the class; and

14 (3) Setting the final approval hearing.

15 Pursuant to Labor Code § 2699.3(b)(4), the Parties also seek approval of the proposed
16 settlement’s allocation of funds to claims made under the Labor Code Private Attorneys General
17 Act of 2004 (“PAGA”).

18 Pursuant to the proposed Class Action and PAGA Settlement Agreement (“Settlement” or
19 “Settlement Agreement”), filed concurrently herewith, Defendant does not oppose the
20 preliminary approval of the class action settlement.

21 Under the terms of the Settlement, the Parties have agreed that all claims brought on
22 behalf of the Class Members shall be fully and finally resolved for the total sum of Three
23 Hundred Sixty Thousand Dollars and Zero Cents (\$360,000.00) (“Gross Settlement Amount”) to
24 be paid on a non-reversionary basis. The amount remaining of the Gross Settlement Amount after
25 the following deductions have been made (“Net Settlement Amount”) shall be available for
26 distribution to Class Members who do not opt out of the settlement:

- 27 • not more than One Hundred Twenty Thousand Dollars and Zero Cents
28 (\$120,000.00) to Class Counsel for attorneys’ fees, and not more than Twenty

1 Thousand Dollars and Zero Cents (\$20,000.00) to Class Counsel for litigation
2 costs;

- 3 • not more than Eight Thousand Dollars and Zero Cents (\$8,000.00) for the
4 Settlement Administration Costs;
- 5 • not more than Five Thousand Dollars and Zero Cents (\$5,000.00) to Plaintiff as a
6 Class Representative Service Payment; and
- 7 • Twenty Thousand Dollars and Zero Cents (\$20,000) for civil penalties under the
8 PAGA, where 75% (15,000.00) will be paid to the LWDA and 25% (\$5,000.00)
9 will be paid to Class Members for their Individual PAGA Payments.

10 This Notice of Motion and Motion is based on the fact that this is a fair and reasonable
11 settlement that benefits the class and was the product of informed, non-collusive negotiations by
12 the parties who were represented by experienced and able counsel. *See Dunk v. Ford Motor Co.*
13 (1996) 48 Cal. App. 4th 1794, 1802; Manual for Complex Litigation (Second) (1985)§ 30.44. The
14 proposed settlement meets the legal standard for preliminary approval and is in the best interests
15 of the class; the proposed form of notice explains the settlement terms in a clear and
16 straightforward manner; the proposed procedures for notice provide the best practical notice to
17 the class; and that Class Members will have an opportunity to participate in and/or object to the
18 settlement and/or opt-out of the settlement.

19 This Notice of Motion and Motion is based on this Notice, and the exhibits thereto
20 (including the Notice to Class Members), the accompanying Memorandum of Points and
21 Authorities, the Declaration of Enoch J. Kim, Declaration of David Yeremian, the Declaration of
22 Christina Eva Santiago, the pleadings, records and files in the case, and such other further oral
23 and documentary evidence which may be submitted at or before the hearing on this Motion.

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1 Dated: June 3, 2025

Respectfully submitted,

2 D.LAW, INC.

3
4 By /s/ Enoch Kim

5 Emil Davtyan
6 David Yeremian
7 Natalie Haritonian
8 Enoch J. Kim
9 Jonas Agle
10 Antonia McKee
11 Attorneys for Plaintiff and Settlement Class
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