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Attorneys for Plaintiff Denise Jacobs

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF STANISLAUS

DENISE JACOBS, individually and on
behalf of all others similarly situated,

Plaintiff,

vs.

HYDRAULIC CONTROLS, INC.; and
DOES 1-100, inclusive,

Defendants.

Case No.: CV-23-003469

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

Date:
Time: 8:30 am
Department: 22

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that on _____ 2024, at 8:30 am in Department 22 of
the above-captioned court, located at 801 10th Street, Modesto, California, 95354, or as soon
thereafter as this matter may be heard, Plaintiff Denise Jacobs, by and through her successor in
interest Katrina Morganson, ("Plaintiff") shall and hereby does move this Court for an order
preliminarily approving the Class Action and PAGA Settlement Agreement and Class Notice entered
into between Plaintiff and Defendant Hydraulic Controls, Inc.. ("Motion"). The Motion respectfully
requests the Court grant:

1. Preliminary approval of the settlement described in the proposed Class Action and
PAGA Settlement Agreement and Release ("Settlement Agreement");

2. Preliminary approval of the Settlement Agreement, finding it to be fair, reasonable, adequate, and in the best interest of the Class;
3. Approval of Denise Jacobs, by and through her successor in interest Katrina Morganson, as Class Representative;
4. Approval of Mayall Hurley, P.C. as Class Counsel;
5. Approval as to the form and content of the proposed Class Notice;
6. Approval as to the method of notice described in the Settlement Agreement;
7. Authorization for dissemination of the Class Notice pursuant to the terms of the Settlement Agreement;
8. An order appointing and approving ILYM Group, Inc. as Claims Administrator, and for preliminary approval of the costs of administration of the Qualified Settlement Fund for an amount, as declared, not to exceed \$5,950.00;
9. Preliminary approval of the proposed PAGA allocation and payment to the LWDA;
10. Preliminary approval of a Class Representative Service Payment in the amount of \$10,000 to Plaintiff Jacobs' appointed successor in interest, Katrina Morganson, in consideration for Plaintiff's service as Class Representative;
11. Preliminary approval of fees to Class Counsel in the amount of \$50,000.00 to Mayall Hurley, P.C. and declared costs of up to \$7,000.00;
12. An Order of Preliminary Approval containing a schedule for the implementation of the terms of the Settlement Agreement, including deadlines for the mailing the notice, the filing of opt-outs and/or objections, and the filing of papers in connection with the Final Approval Hearing; and
13. An order setting the Final Approval Hearing for the Court to consider final approval of the Settlement Agreement and its terms, as well as an award of attorneys' fees and costs for Class Counsel, and the Service Payments for Plaintiffs.

This Motion is based on the Notice of Motion; the Memorandum of Points and Authorities; the Declaration of Vladimir J. Kozina, with exhibits (including the Settlement Agreement); the proposed Order Granting Preliminary Approval, all of which is filed concurrently with this motion; the

1 pleadings, orders, and other papers on file in this matter; and any further evidence and arguments as
2 may be presented at the hearing of this matter.

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4 **MAYALL HURLEY P.C.**

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6 **DATED:** November 25, 2024

By 

WILLIAM J. GORHAM, III
VLADIMIR J. KOZINA
ROBERT J. WASSERMAN
Attorneys for Plaintiff and the Class