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Attorneys for Plaintiffs

**SUPERIOR COURT OF THE STATE OF CALIFORNIA  
IN AND FOR THE COUNTY OF ORANGE**

DARAPHONE SIMMA and WENDY  
SANTOS, individuals, on behalf of  
themselves and on behalf of all persons  
similarly situated, and on behalf of the  
State of California, as private attorney  
general,

Plaintiffs,

vs.

BIOSENSE WEBSTER, INC., a  
California Corporation; and DOES 1  
through 50, inclusive,

Defendants.

CASE NO.: 30-2023-01342539-CU-OE-CXC

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

Hearing Date: January 15, 2026  
Hearing Time: 2:00 p.m.  
**Reservation No. 74628324**

Judge: Hon. Layne H. Melzer  
Dept.: CX102

Action Filed: August 15, 2023  
Trial Date: Not Set

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

YOU ARE HEREBY NOTIFIED THAT at 2:00 p.m. on January 15, 2026, or as soon  
thereafter as the matter can be heard, in Department CX102 at the above entitled Court  
before the Honorable Layne H. Melzer, Plaintiffs Daraphone Simma and Wendy Santos

1 (“Plaintiffs”) will apply for an order: (1) preliminarily approving the proposed settlement of  
2 this class action with Defendant Biosense Webster, Inc. (“Defendant”); (2) for settlement  
3 purposes only, conditionally certifying the Class, which is comprised of “all individuals who  
4 are or previously were employed by Defendant in California and classified as a non-exempt  
5 employee at any time during the Class Period”, which is August 15, 2019 through either: (i)  
6 September 19, 2024, or (ii) the latest date when there are no more than 61,600 Workweeks  
7 collectively worked by the Class Members, whichever of these two dates occurs later; (3)  
8 provisionally appointing Plaintiffs as the representatives of the Class; (4) provisionally  
9 appointing Norman B. Blumenthal, Kyle R. Nordrehaug, Aparajit Bhowmik, Jeffrey S.  
10 Herman, Sergio J. Puche, Trevor G Moran of Blumenthal Nordrehaug Bhowmik De Blouw  
11 LLP as Class Counsel; (5) approving the form and method for providing class-wide notice;  
12 (6) directing that notice of the proposed settlement be given to the class; (7) appointing  
13 ILYM Group, Inc. as Administrator; and (8) scheduling a final approval hearing date for  
14 June 4, 2026 to consider Plaintiffs’ motion for final approval of the settlement and for  
15 approval of attorneys’ fees and expenses.

16 This unopposed motion for preliminary approval of the class settlement is brought  
17 pursuant to California Rules of Court, rule 3.769. Plaintiffs’ motion will be based on this  
18 notice of motion and motion, the accompanying memorandum of points and authorities, the  
19 Declaration of Kyle Nordrehaug, the Declarations of the Plaintiffs, the Class Action and  
20 PAGA Settlement Agreement (“Agreement”) between the Parties, and the complete files and  
21 records in this action. Because all parties have agreed to the proposed class settlement, this  
22 motion is not opposed by Defendant.

23 Respectfully submitted,

24 Dated: August 7, 2025

**BLUMENTHAL NORDREHAUG BHOWMIK  
DE BLOUW LLP**

By: /s/ Kyle Nordrehaug

Kyle R. Nordrehaug, Esq.  
Attorney for Plaintiffs