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Attorneys for Plaintiff RAUL B. IBARRA,
an individual on behalf of himself and others similarly situated

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN FRANCISCO**

RAUL B. IBARRA, an individual, on behalf
of himself and others similarly situated,

Plaintiff,

vs.

STEPHENS INSTITUTE, a California
corporation; and DOES 1 through 50,
inclusive,

Defendant.

Case No.: CGC-23-607667

CLASS ACTION

Assigned for All Purposes To:
Honorable Jeffrey S. Ross
Department 606

**NOTICE OF MOTION AND PLAINTIFF'S
RENEWED MOTION FOR
PRELIMINARY APPROVAL OF THE
PARTIES' CLASS ACTION AND PAGA
SETTLEMENT AGREEMENT**

Date: June 30, 2025
Time: 10:00 a.m.
Location: Department 606

Original Complaint Filed: July 14, 2023
Amended Complaint Filed: September 18, 2023
Trial Date: None Set.

TO THE COURT, DEFENDANTS, AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that on June 30, 2025, at 10:00 a.m. in Department 606 of the San Francisco Superior Court located at 400 McAllister Street, San Francisco, CA 94102-4514, Raul B. Ibarra (“Plaintiff”), on behalf of himself and other similarly situated employees of defendant Stephens Institute (“Defendant”) (collectively, “the Parties”), will and hereby does move this Court pursuant to California Code of Civil Procedure § 382 and California Rule of Court 3.769 for an order as proposed:

1. Preliminarily approving the proposed class-wide settlement of this action as set forth in the Parties’ Class Action and PAGA Settlement Agreement (“Settlement Agreement”), filed herewith and the Parties’ Amendment to the Settlement Agreement (“Amendment”), which are attached as Exhibits 1 and 2 to the Declaration of Enoch J. Kim (“Kim Decl.”), respectively;

2. Approving the form and method for providing notice to the Class Members and approving the form and content of the Parties’ proposed and revised Notice of Class Action and PAGA Settlement (“Class Notice”) for sending to the Class Members (provided as Exhibit A to the Settlement Agreement and Amendment);

3. Approving for mailing the Class Notice packet, consisting of the court-approved Class Notice and directing that it be sent to the Class Members;

4. Appointing Plaintiff Raul B. Ibarra as Class Representative for settlement purposes only;

5. Appointing Emil Davtyan, Alvin B. Lindsay, Enoch J. Kim, Jean Power, and Melissa Rodriguez of D.Law, Inc., and David Yeremian of David Yeremian & Associates, Inc. as Class Counsel for settlement purposes only;

6. Scheduling a final approval hearing date to consider the Parties’ request for final approval of the proposed Settlement and Plaintiff’s application for a Class Representative Service Payment, Administration Costs, Class Counsel Fees Payment, and Class Counsel Litigation Expenses Payment for litigation costs incurred in pursuing this Action;

7. Pursuant to Labor Code § 2699.3(b)(4), the Parties also seek approval of the proposed settlement’s allocation of funds to claims made under Labor Code §§ 2698, *et seq.*, the

1 Private Attorneys General Act of 2004 (“PAGA”).

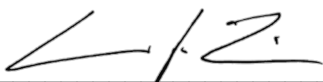
2 This Motion is made on the grounds that after good-faith, arm’s length negotiations, the
3 Parties have agreed upon a Settlement which is fair, reasonable, and adequate and in the best
4 interests of the Class and all Parties. Defendant does not oppose the Motion. This Notice of
5 Motion and Motion is also based on the fact that this Settlement was the product of informed, non-
6 collusive negotiations by the Parties, who were represented by experienced and able counsel. *See*
7 *Dunk v. Ford Motor Co.* (1996) 48 Cal. App. 4th 1794, 1802; Manual for Complex Litigation
8 (Second) (1985) § 30.44. The proposed Settlement meets the legal standard for preliminary
9 approval; the proposed form of Class Notice explains the Settlement terms in a clear and
10 straightforward manner; the proposed procedures for notice provide the best practical notice to the
11 Class; and Class Members will have an opportunity to participate in and/or object to the
12 Settlement and/or opt-out of the Settlement.

13 This Motion is based upon this Notice of Motion, the accompanying Memorandum of
14 Points and Authorities, the Declaration of Enoch J. Kim, the Declaration of Plaintiff Raul B.
15 Ibarra, the Declaration of Mike Sutherland, Declaration of Torie Toller, the [Proposed] Order
16 granting Plaintiff’s Renewed Motion for Preliminary Approval of the Parties’ Class Action and
17 PAGA Settlement Agreement, the Parties’ Settlement Agreement, Amendment to the Settlement
18 Agreement, and Class Notice, the Court’s record of this action, all matters of which the Court may
19 take notice, and upon such oral or documentary evidence as the Court may receive at or before the
20 hearing on this unopposed Motion.

21
22 DATED: June 9, 2025

D.LAW, INC.

23
24 By



Alvin B. Lindsay

Enoch J. Kim

Jean Power

Melissa Rodriguez

Attorneys for Plaintiff and Settlement Class