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Attorneys for Plaintiff DIONYSIOS YURI SHALLAN

SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF SACRAMENTO

DIONYSIOS YURI SHALLAN, an individual,
on behalf of himself and on behalf of all persons
similarly situated,

Plaintiff,

v.

SCOTT'S SACRAMENTO RIVER, INC., a
California corporation; and DOES 1 through 50,
inclusive,

Defendants.

Case No: 34-2020-00288630

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

Hearing Date: September 9, 2021

Hearing Time: 9:00 a.m.

Reservation No. 2562306

Honorable Judge Christopher E. Krueger
Department 54

Trial Date: Not Set

Action Filed: November 16, 2020

TO ALL PARTIES AND THEIR RESPECTIVE ATTORNEYS OF RECORD:

YOU ARE HEREBY NOTIFIED THAT at 9:00am on September 9, 2021 or as soon thereafter as the matter can be heard, in Department 54 of the above entitled Court, before the Honorable Judge Christopher E. Krueger, Plaintiff DIONYSIOS YURI SHALLAN ("Plaintiff") will apply for an order (1) preliminary approving the proposed settlement of this class action with

1 Defendant J SCOTT'S SACRAMENTO RIVER, INC. ("Defendant"); (2) approving the form and
2 method for providing class-wide notice; (3) directing that notice of the proposed settlement be given
3 to the class; and (4) scheduling a final approving hearing date to consider Plaintiff's motion for final
4 approval of the settlement and entry of the Judgment, and Plaintiff's motion for approval of
5 attorneys' fees and litigation expenses.

6 This motion for preliminary approval of the class settlement is brought pursuant to
7 California Rules of Court, rule 3.769. Plaintiff's motion will be based on this notice of motion and
8 motion, the accompanying points and authorities, the Declaration of Shani O. Zakay, the Class
9 Action Settlement Agreement ("Agreement") between the parties, and the complete files and
10 records in this action. All parties have agreed to the proposed class settlement and have met and
11 conferred regarding the motion; therefore, this motion is not opposed by Defendant.

12 Pursuant to Local Rule 1.06 (A), the court will make a tentative ruling on the merits of this
13 matter by 2:00 p.m., the court day before the hearing. The complete text of the tentative rulings for
14 the department may be downloaded from the Court's public access site. If you do not have online
15 access, you may call the dedicated phone number for the department as referenced in the local
16 telephone directory, between the hours of 2:00 p.m. and 4:00 p.m. on the court day before the
17 hearing and listen to the tentative ruling. If you do not call the court and the opposing party by 4:00
18 p.m. the court day before the hearing, no hearing will be held.

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20 Respectfully submitted,

21 DATED: August 13, 2021

22 **ZAKAY LAW GROUP, APLC**

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24 By: 

25 Shani O. Zakay
26 Attorney for Plaintiff
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