

MARALLE MESSRELIAN (SBN 316974)

maralle@mmlawapc.com

MM LAW, APC

500 N. Brand Blvd., Suite 2000

Glendale, CA 91203

Telephone (818) 810-7747

Facsimile (818) 230-9018

Attorneys for Plaintiff,

RUBEN ORTIZ SALGADO, and all others similarly situated

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES – CENTRAL DISTRICT

(UNLIMITED JURISDICTION)

RUBEN ORTIZ SALGADO, on behalf of himself and all others similarly situated, and the general public, and as an “Aggrieved Employee” on behalf of other “Aggrieved Employees” under the Private Attorneys General Act of 2004,

Plaintiff,

vs.

BOB BAFFERT RACING, INC., a California corporation; and DOES 1 to 25, inclusive,

Defendant(s).

Case No. 24STCV00686

NOTICE OF MOTION AND PLAINTIFF’S UNOPPOSED MOTION FOR PRELIMINARY APPROVAL OF JOINT STIPULATION OF CLASS ACTION SETTLEMENT

Action filed: 1/9/2024

Hearing Date: 10/22/2024

Hearing Time: 10:00 a.m.

Hearing Dept: SSC-6, Hon. Elihu M. Berle

Submitted Herewith Under Separate Cover

1. Memorandum of Points and Authorities;
2. Declaration of Maralle Messrelian;
3. Declaration of Ruben Ortiz Salgado;
4. Declaration of Michael Moore; and
5. [Proposed] Order.

1 TO THE COURT, ALL PARTIES, AND THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE that on October 22, 2024 at 10:00 a.m., or as soon thereafter as
3 the matter may be heard, in Department SSC-6 of the above-entitled court, located at 312 N.
4 Spring St., Los Angeles, California 90012, Plaintiff Ruben Ortiz Salgado (“Plaintiff”) will and
5 hereby does move this Court for an order: (1) granting class certification of the Class solely for
6 settlement purposes pursuant to Code of Civil Procedure § 382; (2) preliminarily approving the
7 Joint Stipulation of Class Action and PAGA Settlement and Release (the “Settlement”),¹ (3)
8 appointing Maralle Messrelian of MM Law, APC as Class Counsel; (5) appointing Plaintiff as
9 Class Representative; (6) approving the use of the proposed notice procedures and related forms;
10 (7) directing that notice be mailed to the proposed Class; and (8) scheduling a hearing date for
11 motion for final approval of class action settlement and awards of attorneys’ fees and costs.

12 The “Class” or “Class Members” means all current and former non-exempt, hourly-paid
13 employees who worked for Defendant Bob Baffert Racing, Inc. in California at any time during
14 the Class Period. “Class Member” means a single, non-exempt, hourly-paid employee who
15 worked for Defendant Bob Baffert Racing, Inc. in California during the Class Period. “Class
16 Period” means the time from January 9, 2020 through the date the Court grants Preliminary
17 Approval of the Settlement.

18 This Motion is made on the following grounds: (1) the Class meets all the requirements
19 for class certification for settlement purposes only under Code of Civil Procedure § 382; (2)
20 Plaintiff and his counsel are adequate to represent the Class; (3) the Settlement reflects a fair,
21 adequate, and reasonable compromise of all disputed claims in view of Defendant’s potential
22 liability exposure as compared against the risks of continued litigation; (4) the proposed notice
23 procedures and related forms adequately apprise Class Members of their rights under the
24 Settlement and fully comport with due process; and (5) in view of the foregoing, notice should be
25 disseminated to Class Members and a hearing date for a motion for final approval of class action
26 settlement and awards of attorneys’ fees and costs should be set.

27 The Motion is based on this Notice of Motion and Motion, the attached Memorandum of
28 Points and Authorities, the Declarations of Maralle Messrelian, Ruben Ortiz Salgado, and
Michael Moore, the exhibits, all papers and pleadings on file with the Court in this action, all

¹ The Settlement is attached as Exhibit 1 to the Declaration of Maralle Messrelian (“MM”), which is submitted herewith under a separate cover.

1 matters judicially noticeable, and on such oral and documentary evidence as may be presented in
2 connection with the hearing on the Motion.

3 Respectfully submitted,

4 MM LAW, APC

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6 Dated: September 18, 2024

By: Maralle Messrelan
7 MARALLE MESSRELIAN
8 Attorneys for Plaintiff and the Class
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