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13 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

14 **IN AND FOR THE COUNTY OF KERN**

15 TAWNEE RIOS, an individual, on behalf
16 of herself and on behalf of all persons
17 similarly situated,

18 Plaintiff,

19 vs.

20 BARNES & NOBLE COLLEGE
21 BOOKSELLERS, LLC, a limited liability
22 company; and DOES 1 through 50,
23 inclusive,

24 Defendants.

CASE NO.: **BCV-24-101007**

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

Hearing Date: September 10, 2025

Hearing Time: 8:30 a.m.

Judge: Hon. T. Mark Smith

Dept: T-2

Date Filed: March 20, 2024

Trial Date: Not set

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

26 YOU ARE HEREBY NOTIFIED THAT at 8:30 a.m. on September 10, 2025 in
27 Department T-2, at the above entitled Court before the Honorable T. Mark Smith, Plaintiff
28 Tawnee Rios (“Plaintiff”) will apply for an order: (1) preliminarily approving the proposed

1 class action and PAGA settlement with Defendant Barnes & Noble College Booksellers,
2 LLC (“Defendant”); (2) for settlement purposes only, conditionally certifying the Class,
3 which is comprised of “all individuals who are or were previously employed by Defendant
4 in California and classified as non-exempt employees at any time during the Class Period”,
5 which is March 20, 2020 through March 17, 2025; (3) provisionally appointing Plaintiff as
6 the representative of the Class; (4) provisionally appointing Blumenthal Nordrehaug
7 Bhowmik De Blouw LLP and the Gomez Law Firm as Class Counsel; (5) approving the
8 form and method for providing class-wide notice; (6) directing that notice of the proposed
9 settlement be given to the Class; (7) appointing ILYM Group, Inc. as Administrator, and
10 (8) scheduling a final approval hearing date, proposed for January 28, 2026, to consider
11 Plaintiff’s motion for final approval of the settlement and for approval of attorneys’ fees,
12 expenses and the service award.

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

20 Respectfully submitted,

21 Dated: August 14, 2025

**BLUMENTHAL NORDREHAUG BHOWMIK
DE BLOUW LLP**

22 By: /s/ Kyle Nordrehaug
23 Kyle R. Nordrehaug, Esq.
24 Attorney for Plaintiff
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