

**D.LAW, INC.**

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on behalf of himself and others similarly situated and aggrieved

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

RICHARD A. AZHOCAR, an individual, on  
of himself and others similarly situated,

Plaintiff,

vs.

ACCEL FRAMING, INC, a California stock  
corporation; and DOES 1 through 50,  
inclusive,

Defendants.

Case No.: 37-2023-00053185-CU-OE-CTL

CLASS ACTION

Assigned for All Purposes To:

Hon. Marcella O. McLaughlin

Dept.: C-72

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

Date: April 10, 2026

Time: 9:30 a.m.

Location: Department C-72

Original Complaint Filed: December 06, 2023

Amended Complaint Filed: August 20, 2025

Trial Date: none set

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

2 PLEASE TAKE NOTICE that on April 10, 2026, at 9:30 a.m. in Department C-72 of the  
3 San Diego Superior Court located at 330 W Broadway, San Diego, CA 92101, Richard A. Azhocar  
4 (“Plaintiff”), on behalf of himself and other similarly situated employees of Defendant Accel  
5 Framing, Inc. (“Defendant”) (collectively, “the Parties”), will and hereby does move this Court  
6 pursuant to California Code of Civil Procedure § 382 and California Rule of Court 3.769 for an  
7 order as proposed:

8 1. Preliminarily approving the proposed class-wide settlement of this action as set  
9 forth in the Parties’ Class and PAGA Action Settlement Agreement (“Settlement Agreement”),  
10 which is attached as Exhibit 1 to the Declaration of Enoch J. Kim (“Kim Decl.”), filed  
11 concurrently herewith;

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

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

18 4. Appointing Plaintiff Richard A. Azhocar as a class representative for settlement  
19 purposes only;

20 5. Appointing Emil Davtyan, David Yeremian, and Alvin B. Lindsay of D.Law, Inc.  
21 as Class Counsel for settlement purposes only;

22 6. Scheduling a final approval hearing date to consider the Parties’ request for final  
23 approval of the proposed Settlement and Plaintiff’s application for a Class Counsel Fees Payment  
24 and Class Counsel Litigation Expenses Payment, consisting of attorneys’ fees to Class Counsel  
25 and litigation costs incurred in pursuing this Action;

26 7. Pursuant to Labor Code § 2699.3(b)(4), the Parties also seek approval of the  
27 proposed settlement’s allocation of funds to claims made under Labor Code §§ 2698, *et seq.*, the  
28 Private Attorneys General Act of 2004 (“PAGA”).

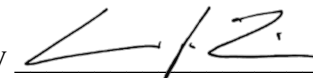
1 This Motion is made on the grounds that after good-faith, arm's length negotiations, the  
2 Parties have agreed upon a Settlement which is fair, reasonable, and adequate and in the best  
3 interests of the Class and all Parties. Defendant does not oppose the Motion. This Notice of  
4 Motion and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

12 This Motion is based upon this Notice of Motion, the accompanying Memorandum of  
13 Points and Authorities, the Declaration of Enoch J. Kim, the Declaration of Plaintiff Richard A.  
14 Azhocar, the Declaration of Kimberly Sutherland, the [Proposed] Order granting Plaintiff's  
15 Motion for Preliminary Approval of the Parties' Class and PAGA Action Settlement Agreement,  
16 the Parties' Settlement Agreement and Class Notice, the Court's record of this action, all matters  
17 of which the Court may take notice, and upon such oral or documentary evidence as the Court may  
18 receive at or before the hearing on this unopposed Motion.

19  
20 DATED: March 16, 2026

D.LAW, INC.

21  
22 By



Alvin B. Lindsay

Enoch J. Kim

William Tran

Antonia McKee

Attorneys for Plaintiff and Settlement Class