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Attorneys for Plaintiff TONYA DWYER,
on behalf of herself and others similarly situated

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SACRAMENTO

TONYA DWYER, an individual on behalf
of herself and all others similarly situated ,

Plaintiff,

v.

PIN SETTERS, INC., a California
corporation doing business as COUNTRY
CLUB LANES; and DOES 1 through 50,
inclusive,

Defendants.

Case No.: 24CV002452

CLASS ACTION

Assigned for All Purposes To:
Hon. Jill Talley

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

*[Filed concurrently with Memorandum of Points
and Authorities; Declarations of Enoch J. Kim
and Tonya Dwyer; and [Proposed] Order
Granting Plaintiff's Motion for Preliminary
Approval]*

Date: May 16, 2025
Time: 9:00 a.m.
Dept.: 23

Original Complaint Filed: February 8, 2024
First Amended Complaint Filed: April 12, 2024
Trial Date: None Set

1 **TO THE COURT AND DEFENDANT AND THEIR ATTORNEYS OF RECORD:**

2 PLEASE TAKE NOTICE that on May 16, 2025 at 9:00 a.m. in Department 23 of the
3 Sacramento Superior Court located at 720 Ninth Street, Sacramento, CA 95814, Plaintiff Tonya
4 Dwyer (“Plaintiff”), on behalf of herself and other similarly situated employees of Defendant Pin
5 Setters, Inc., dba Country Club Lanes (“Defendant”) (collectively, “the Parties”), will and hereby
6 does move this Court pursuant to California Code of Civil Procedure § 382 and California Rule of
7 Court 3.769 for an order as proposed:

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

11 2. Approving the form and method for providing notice to the Class Members and
12 approving the form and content of the Parties’ proposed Notice of Class Action and PAGA
13 Settlement (“Class Notice”) for sending to the Class Members (provided at Exhibit A to the
14 Settlement Agreement (which is attached as Exhibit 1 to the Declaration of Enoch J. Kim));

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

17 4. Appointing Plaintiff Tonya Dwyer as Class Representative for settlement purposes
18 only;

19 5. Appointing Emil Davtyan, David Yeremian, Natalie Haritounian, Enoch J. Kim,
20 Jonas Agle and Antonia McKee of D.Law, Inc. as Class Counsel for settlement purposes only.

21 6. Scheduling a Final Approval hearing date to consider the Parties’ request for Final
22 Approval of the proposed Settlement and Plaintiff’s application for Class Counsel Fees Payment
23 and Class Counsel Litigation Expenses Payment to Class Counsel for attorneys’ fees and
24 reasonable expenses incurred in connection with this Action, and Class Representative Service
25 Payment to Plaintiff for her services in this Action.

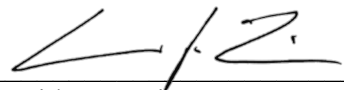
26 7. Pursuant to Labor Code § 2699.3(b)(4), the Parties also seek approval of the
27 proposed settlement’s allocation of funds to claims made under Labor Code §§ 2698, *et seq.*, the
28 Private Attorneys General Act of 2004 (“PAGA”).

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 Declarations of Enoch J. Kim and Plaintiff Tonya Dwyer, the
14 [Proposed] Order granting Plaintiff's Motion for Preliminary Approval of the Class Action and
15 PAGA Settlement, the Parties' Settlement Agreement and Class Notice, the Court's record of this
16 action, all matters of which the Court may take notice, and upon such oral or documentary
17 evidence as the Court may receive at or before the hearing on this unopposed Motion.

18
19 DATED: April 23, 2025

D.LAW, INC.

20 By 
21 David Yeremian
22 Natalie Haritoonian
23 Enoch J. Kim
24 Jonas Agle
25 Antonia McKee
26 Attorneys for Plaintiff and Settlement Class
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