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on behalf of himself and others similarly situated

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

RAUL N. RAMIREZ, an individual, on
behalf of himself and others similarly
situated,

Plaintiff,

v.

TENFOLD SENIOR LIVING, LLC, an
Oregon limited liability company; and DOES
1 through 50, inclusive,

Defendants.

Case No.: 24CV003161

CLASS ACTION

Assigned for All Purposes To:
Hon. Laurie A. Damrell

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

*[Filed concurrently with Memorandum of Points
and Authorities; Declarations of Enoch J. Kim,
Raul N. Ramirez, and Michael Sutherland; and
[Proposed] Order Granting Plaintiff's Motion
for Preliminary Approval]*

Date: July 11, 2025
Time: 9:00 a.m.
Dept.: 22

Original Complaint Filed: February 22, 2024
First Amended Complaint Filed: May 16, 2024
Trial Date: None Set

TO THE COURT AND DEFENDANT AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that on July 11, 2025 at 9:00 a.m. in Department 22 of the Sacramento Superior Court located at 720 Ninth Street, Sacramento, CA 95814, Plaintiff Raul N. Ramirez (“Plaintiff”), on behalf of himself and other similarly situated employees of Defendant Tenfold Senior Living, LLC (“Defendant”) (collectively, “the Parties”), will and hereby does move this Court pursuant to California Code of Civil Procedure § 382 and California Rule of Court 3.769 for an order as proposed:

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

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

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

4. Appointing Plaintiff Raul N. Ramirez as Class Representative for settlement purposes only;

5. Appointing Emil Davtyan, David Yeremian, Alvin B. Lindsey, Enoch J. Kim, Rose Sorial, and Antonia McKee of D.Law, Inc. as Class Counsel for settlement purposes only.

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

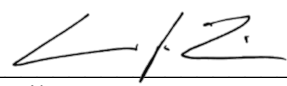
7. Pursuant to Labor Code § 2699.3(b)(4), the Parties also seek approval of the proposed settlement’s allocation of funds to claims made under Labor Code §§ 2698, *et seq.*, the Private Attorneys General Act of 2004 (“PAGA”).

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, Raul N. Ramirez and Michael
14 Sutherland, the [Proposed] Order, the Parties' Settlement Agreement and Class Notice, the Court's
15 record of this action, all matters of which the Court may take notice, and upon such oral or
16 documentary evidence as the Court may receive at or before the hearing on this unopposed
17 Motion.

18
19 DATED: June 17, 2025

D.LAW, INC.

20 By 
21 Emil Davtyan
22 David Yeremian
23 Alvin B. Lindsey
24 Enoch J. Kim
25 Rose Sorial
26 Antonia McKee
27 Attorneys for Plaintiff and Settlement Class
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