**D.LAW, INC.**
Alvin B. Lindsay (SBN 220236)
Enoch Kim (SBN 261146)
Bradford Smith (SBN 345879)
250 N. Madison Ave., 2nd Floor,
Pasadena, CA 91101-1639
Telephone: (818) 962-6465
Fax: (818) 962-6469
Emails: a.lindsay@d.law, e.kim@d.law,
b.smith@d.law

Attorneys for Plaintiff RAJU THAPA,
on behalf of himself and others similarly situated

**SUPERIOR COURT OF THE STATE OF CALIFORNIA**

**FOR THE COUNTY OF SAN FRANCISCO**

| | |
|---|---|
| RAJU THAPA, an individual, on behalf of himself and others similarly situated,<br><br>Plaintiffs,<br><br>v.<br><br>FS SAN FRANCISCO EMPLOYMENT INC., a California stock corporation; and DOES 1 through 50, inclusive,<br><br>Defendants. | **CLASS ACTION**<br><br>Case No. CGC-24-612058<br><br>Assigned for All Purposes to:<br>Hon. Ethan P. Schulman<br><br>**NOTICE OF MOTION AND PLAINTIFF'S MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION AND PAGA SETTLEMENT**<br><br>Hearing Information:<br>Date: December 22, 2026<br>Time: 10;00 a.m.<br>Department: 304<br><br>Original Complaint filed: February 1, 2024<br>FAC Filed: June 27, 2024<br>Trial date: None Set |

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

PLEASE TAKE NOTICE that on December 22, 2026 at 10:00 a.m. in Department 304 of the Courthouse of the San Francisco Superior Court located at 400 McAllister Street, San Francisco, CA 94102, Plaintiff Raju Thapa ("Plaintiff"), on behalf of himself and other similarly situated employees of Defendant FS San Francisco Employment, Inc. ("Defendant") 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 granting preliminary approval of the parties' Class Action and PAGA Settlement Agreement and Class Notice and the Amendment thereto ("Settlement" or "Settlement Agreement"), attached as Exhibit 1 to the Declaration of Enoch Kim filed concurrently herewith.

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 the Labor Code Private Attorneys General Act of 2004 ("PAGA").

This Notice of Motion and Motion is based on the fact that this is a fair and reasonable settlement that benefits the class and was the product of informed, non-collusive negotiations by the parties who were represented by experienced and able counsel. *See Dunk v. Ford Motor Co.* (1996) 48 Cal. App. 4th 1794, 1802; Manual for Complex Litigation (Second) (1985) § 30.44. The proposed settlement meets the legal standard for preliminary approval and is in the best interests of the class; the proposed form of notice explains the settlement terms in a clear and straightforward manner; the proposed procedures for notice provide the best practical notice to the class; and that Class Members will have an opportunity to participate in and/or object to the settlement and/or opt-out of the settlement. Defendant does not oppose this Motion.

This Notice of Motion and Motion is based on this Notice, the accompanying Memorandum of Points and Authorities, the Declarations of Enoch J. Kim, Plaintiff Raju Thapa, and Kimberly Sutherland, and the pleadings, records and files in the case, and such other further oral and documentary evidence which may be submitted at or before the hearing on this Motion.

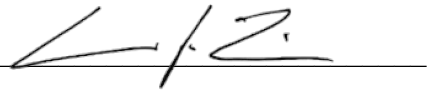
///

///

Dated: October 21, 2026

Respectfully submitted,

**D.LAW, INC.**

By 

Enoch J. Kim, Esq.
Bradford Smith, Esq.
Attorneys for Plaintiff and on behalf
of himself and all others similarly situated