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(Additional Attorneys on Next Page)

SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF CONTRA COSTA

MICHAEL GONZALES and NICOLE
BURTON, individuals, on behalf of
themselves, and on behalf of all persons
similarly situated,

Plaintiffs,

v.

MECHANICS BANK, a California
Corporation; RABOBANK, a Corporation; and
DOES 1-50, Inclusive,

Defendants.

Case No. C22-02261

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

Date:

Time:

Judge: Hon. Edward G. Weil

Dept.: 39

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Attorneys for Plaintiffs

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1 TO THE COURT, ALL PARTIES, AND THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE that on _____, at ____ a.m./p.m., or as soon thereafter
3 as counsel may be heard in Department 39 of the Contra Costa Superior Court, the Honorable Edward
4 G. Weil presiding, Plaintiffs MICHAEL GONZALES and NICOLE BURTON will, and hereby do,
5 move this Court to:

6 1. Preliminarily approve the settlement described in the Stipulation of Settlement of Class
7 and PAGA Action Claims and Release of Claims (“Agreement”) attached as Exhibit 1 to the
8 Declaration of Jean-Claude Lapuyade filed concurrently herewith;

9 2. Conditionally certify the Class;

10 3. Approve distribution of the proposed Notice of Settlement to the Class;

11 4. Appoint Plaintiffs MICHAEL GONZALES and NICOLE BURTON as the Class
12 Representatives;

13 5. Appoint JCL Law Firm, APC, Zakay Law Group, APLC, and Ebrahimian & Lavi, LLP,
14 as Class Counsel; and

15 6. Set a hearing date for final approval of the settlement.

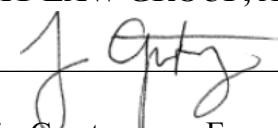
16 This Motion is based upon: (1) this Notice of Motion and Motion; (2) the Memorandum of Points
17 and Authorities in Support of Motion for Preliminary Approval of Class and PAGA Action Settlement;
18 (3) the Declaration of Jean-Claude Lapuyade, Esq.; (4) the Declaration of Shani O. Zakay, Esq.; (5)
19 the Declaration of Eve Howe, Esq.; (6) the Declaration of Plaintiff Michael Gonzales; (7) the
20 Declaration of Plaintiff Nicole Burton; (8) the estimated cost of Administration from the Parties’
21 proposed claims administrator; (9) the Stipulation of Settlement of Class and PAGA Action Claims
22 and Release of Claims and exhibit attached thereto; (10) the [Proposed] Order Granting Preliminary
23 Approval of Class and PAGA Action Settlement and exhibits attached thereto; (11) the records,
24 pleadings, and papers filed in this action; and (12) upon such other documentary and oral evidence or
25 argument as may be presented to the Court at or prior to the hearing of this Motion.

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1 As this Motion is unopposed, the Parties respectfully request relief from the page limit
2 requirement set by California Rules of Court, Rule 3.1113(d).

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4 Dated: October 6, 2025

ZAKAY LAW GROUP, APLC

5 By:  _____

6 Jennifer Gerstenzang, Esq.

7 Attorney for Plaintiffs
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