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10 Attorneys for Plaintiff(s),

11 MARIA JACQUELINE BATRES, and all others similarly situated

12 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

13 **FOR THE COUNTY OF LOS ANGELES**

14 **(UNLIMITED JURISDICTION)**

15 MARIA JACQUELINE BATRES, on behalf  
16 of herself, all others similarly situated, the  
17 general public, and as an “aggrieved  
18 employee” on behalf of other “aggrieved  
19 employees” under the Labor Code Private  
Attorneys General Act of 2004,

20 *Plaintiff(s),*

21 vs.

22 DIMENSION DEVELOPMENT  
23 COMPANY, INC., a Louisiana corporation;  
24 DR HOTEL EMPLOYEE LEASING LLC, a  
25 Delaware limited liability company;  
26 DIMENSION DEVELOPMENT TWO,  
27 LLC, a Louisiana limited liability company;  
28 and DOES 1–50, inclusive,

*Defendant(s).*

Case No. 24STCV28018

**PLAINTIFF MARIA JACQUELINE  
BATRES’S NOTICE OF MOTION  
FOR PRELIMINARY APPROVAL OF  
CLASS ACTION AND PAGA  
SETTLEMENT**

Hearing Date: July 14, 2026

Hearing Time: 10:00 a.m.

Hearing Dept.: SSC-9, The Honorable  
Elaine Lu

Action filed: October 25, 2024

Trial Date:

***Submitted Herewith Under Separate Cover:***

1. Memorandum of Points and Authorities;
2. Declarations of David Spivak, Walter L. Haines, and Maria Jacqueline Batres; and
3. [Proposed] Order.



SPIVAK LAW  
EMPLOYEE RIGHTS

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

2 PLEASE TAKE NOTICE that on July 14, 2026 at 10:00 a.m., or as soon thereafter as the  
3 matter may be heard, in Department SSC-9 of the Los Angeles County Superior Court, located at  
4 Spring Street Courthouse, 312 North Spring Street, Los Angeles, CA 90012, Plaintiff Maria  
5 Jacqueline Batres (“Plaintiff”) will and hereby does move this Court for an order: (1) granting  
6 class certification of the Settlement Class solely for settlement purposes pursuant to California  
7 Code of Civil Procedure section 382; (2) preliminarily approving the Class Action and PAGA  
8 Settlement Agreement and Class Notice (the “Settlement”)<sup>1</sup> between Plaintiff and Defendants  
9 Dimension Development Company, Inc., DR Hotel Employee Leasing, LLC, and Dimension  
10 Development Two, LLC (collectively “Defendants”) (Plaintiff and Defendants are referred to  
11 below collectively as the “Parties), (3) appointing David Spivak of The Spivak Law Firm and  
12 Walter L. Haines of United Employees Law Group as Class Counsel; (5) appointing Plaintiff as  
13 Class Representative (“Class Representative”); (6) approving the use of the proposed notice  
14 procedures and related forms; (7) directing that notice be mailed to the proposed Settlement Class;  
15 and (8) scheduling a hearing date for motion for final approval of class action settlement and  
16 awards of attorneys’ fees and costs.

17 The “Settlement Class” or “Class Members” consists of all current and former non-exempt  
18 or hourly paid employees who worked for Defendants at the Courtyard Pasadena hotel located at  
19 180 N. Fair Oaks Avenue, Pasadena, CA 91103, at any time during the Class Period. “Class  
20 Period” means the period from October 25, 2020 through November 15, 2023.

21 This Motion is made on the following grounds: (1) the Settlement Class meets all the  
22 requirements for class certification for settlement purposes only under California Code of Civil  
23 Procedure section 382; (2) Plaintiff and her counsel are adequate to represent the Settlement  
24 Class; (3) the Settlement reflects a fair, adequate, and reasonable compromise of all disputed  
25 claims in view of Defendants’ potential liability exposure as compared against the risks of  
26 continued litigation; (4) the proposed notice procedures and related forms adequately apprise the

27  
28 <sup>1</sup> The Settlement is attached as Exhibit 1 to the Declaration of David Spivak (“DS”), which is  
submitted herewith under a separate cover.



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1 Class Members of their rights under the Settlement and fully comport with due process; and (5)  
2 in view of the foregoing, notice should be disseminated to the Class Members and a hearing date  
3 for motion for final approval of class action settlement, and awards of attorneys' fees and costs  
4 should be set.

5 The Motion is based on this Notice of Motion and Motion, the attached Memorandum of  
6 Points and Authorities, the Declarations of David Spivak, Walter L. Haines, and Maria Jacqueline  
7 Batres, all papers and pleadings on file with the Court in this action, all matters judicially  
8 noticeable, and on such oral and documentary evidence as may be presented in connection with  
9 the hearing on the Motion.

10 Respectfully submitted,

11 THE SPIVAK LAW FIRM

12  
13 Dated: May 5, 2026

14 By:



15 DAVID G. SPIVAK  
16 Attorneys for Plaintiff, MARIA  
17 JACQUELINE BATRES, and all  
18 others similarly situated  
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