

D.LAW, INC.

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Attorneys for Plaintiff DAVID S. DIAZ,
on behalf of himself and others similarly situated

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES**

DAVID S. DIAZ, an individual, on
behalf of himself and others similarly
situated,

Plaintiff,

v.

BLAZE PIZZA OPERATIONS, LLC, a
California limited liability company;
BLAZE PIZZA, LLC, a California
limited liability company; and DOES 1
through 50, inclusive,

Defendants.

Case No.: 24STCV11680

CLASS ACTION

Assigned for All Purposes To:
Hon. Timothy Patrick Dillon
Dept.: 15

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

*[Filed concurrently with Memorandum of Points
and Authorities; Declaration of Enoch J. Kim;
Declaration of Kimberly Sutherland; Declaration
of Jarret Gorlick; Declaration of David S. Diaz;
and and [Proposed] Order]*

Date: October 15, 2025
Time: 10:00 a.m.
Dept.: 15

Original Complaint Filed: May 8, 2024
First Amended Complaint Filed: January 24, 2025
Trial Date: None Set

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

2 PLEASE TAKE NOTICE that on October 15, 2025, at 10:00 a.m. in Department 15 of the
3 Courthouse of the Los Angeles County Superior Court located at Spring Street Courthouse at 312
4 North Spring Street, Los Angeles, CA 90012, Plaintiff David S. Diaz (“Plaintiff”), on behalf of
5 himself and other similarly situated employees of Defendants Blaze Pizza Operations, LLC, and
6 Blaze Pizza, LLC (together referred to as “Defendants,” Defendants and Plaintiff together referred
7 to as the “Parties”), will and hereby do move this Court pursuant to California Code of Civil
8 Procedure § 382 and California Rule of Court 3.769 for an order as proposed:

- 9 (1) Preliminarily approving the class action settlement reached between Plaintiff and
10 Defendants, including granting preliminary approval of the following class: “all non-
11 exempt, hourly-paid individuals employed by Defendants in California during the
12 Class Period,” which is the period from May 8, 2020, through June 1, 2025.
13 (2) Approving the form of Notice of Class Action Settlement and procedure for notice to
14 the class; and
15 (3) Setting the final approval hearing.

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

19 This Notice of Motion and Motion is based on the fact that this is a fair and reasonable
20 settlement that benefits the class and was the product of informed, non-collusive negotiations by
21 the parties who were represented by experienced and able counsel. *See Dunk v. Ford Motor Co.*
22 (1996) 48 Cal. App. 4th 1794, 1802; Manual for Complex Litigation (Second) (1985)§ 30.44. The
23 proposed settlement meets the legal standard for preliminary approval and is in the best interests
24 of the class; the proposed form of notice explains the settlement terms in a clear and
25 straightforward manner; the proposed procedures for notice provide the best practical notice to
26 the class; and that Class Members will have an opportunity to participate in and/or object to the
27 settlement and/or opt-out of the settlement. Defendants do not oppose the Motion.

28 This Notice of Motion and Motion is based on this Notice, and the exhibits thereto

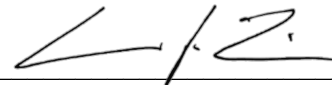
1 (including the Notice to Class Members), the accompanying Memorandum of Points and
2 Authorities, the Declaration of Enoch J. Kim, the Declaration of Kimberly Sutherland, the
3 Declaration of Jarrett Gorlick, the Declaration of David S. Diaz, the pleadings, records and files
4 in the case, and such other further oral and documentary evidence which may be submitted at or
5 before the hearing on this Motion.

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8 Dated: August 13, 2025

Respectfully submitted,

9 D.LAW, INC.

10
11 By



12 Emil Davtyan
13 David Yeremian
14 Alvin B. Lindsay
15 Enoch J. Kim
16 Norayr Zakaryan
17 Attorneys for Plaintiff on behalf of himself
18 and others similarly situated
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