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Attorneys for Plaintiff DALISANDRA R. PARTIDA

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF VENTURA

DALISANDRA R. PARTIDA, on behalf of herself and all others similarly situated, and the general public,

Plaintiff,

v.

RESPONSIBLE AND COMPLIANT RETAIL VENTURA LLC, a California limited liability company; EMBARC VENTURA CANNABIS DISPENSARY, a business entity of unknown form; and DOES 1 through 50, inclusive,

Defendants.

CLASS ACTION

Case No. 2024CUOE034864

Judge: Hon. Charmaine H. Buehner
Department: 44

PLAINTIFF'S NOTICE OF MOTION AND MOTION FOR AN ORDER (1) PRELIMINARILY APPROVING THE CLASS ACTION SETTLEMENT; (2) APPROVING NOTICE OF CLASS ACTION SETTLEMENT; AND (3) SETTING HEARING FOR FINAL APPROVAL

[filed concurrently with Plaintiff's Memorandum of Points and Authorities; Declaration of Marta Manus; Declaration of Class Representative Dalisandra R. Partida; and [Proposed] Order]

Date: January 13, 2027
Time: 1:30 p.m.
Dept.: 44

Complaint Filed: December 19, 2024
First Amended Complaint: February 24, 2025
Second Amended Complaint: June 18, 2026
Trial Date: None Set

TO THE COURT AND DEFENDANTS AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that on January 13, 2027, at 1:30 p.m., or as soon thereafter as this matter may be heard in Department 44 of the Ventura County Superior Court, located at the Civil Complex Center, 800 South Victoria Avenue., Ventura, CA 93009, Plaintiff Dalisandra R. Partida ("Plaintiff"), on behalf of herself and all persons similarly situated, will and hereby moves this Court pursuant to California Code of Civil Procedure § 382 and California Rule of Court 3.769 for an order:

(1) Preliminarily approving the class action settlement reached between Plaintiff and Defendants Responsible and Compliant Retail Ventura LLC and Embarc LLC/ "Embarc Ventura Cannabis Dispensary"; Journey Enterprise Holdings, LP; Embarc Tahoe LLC; Embarc Martinez LLC; Embarc Meyers LLC; Responsible and Compliant Retail Fairfield LLC; Responsible and Compliant Retail Blackstone LLC; Responsible and Compliant Retail Redwood City LLC; Embarc Sacramento LLC; Responsible and Compliant Retail Chico LLC; Responsible and Compliant Retail Tracy LLC; Indio Responsible and Compliant Retail LLC; Fontana Responsible and Compliant Retail LLC; 1784 Shaw Retail LLC; San Bruno Responsible and Compliant Retail LLC; Responsible and Compliant Retail Madera LLC; Woodland Responsible and Compliant Retail LLC; and Alameda Patients Group LLC ("Defendants" collectively with Plaintiff, "the Parties"), including granting preliminary approval of the following class: all persons employed by Defendants in California as non-exempt employees during the Class Period (defined as December 19, 2020, through April 11, 2026). The Class Period is the period December 19, 2020, through April 11, 2026;

(2) Approving the form of Notice of Class Action Settlement and procedure for notice to the class; and

(3) Setting the final approval hearing.

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").

Pursuant to the proposed Class Action and PAGA Settlement Agreement ("Settlement" or "Settlement Agreement"), filed concurrently herewith, Defendants do not oppose the preliminary approval of the class action settlement.

Under the terms of the Settlement, the Parties have agreed that all claims brought on behalf of the Class Members shall be fully and finally resolved for the total sum of $430,000 ("Gross Settlement Amount") to be paid on a non-reversionary basis. The amount remaining of the Gross Settlement Amount after the following deductions have been made ("Net Settlement Amount") shall be available for distribution to Class Members who do not opt out of the settlement:

- not more than Seven Thousand Five Hundred Dollars ($7,500.00) to the Class Representative for a Service Payment;
- not more than One Hundred and Forty Three Thousand Three Hundred Thirty Three Dollars and Thirty Three Cents ($143,333.33) to Class Counsel for attorneys' fees, and reasonable litigation costs and expenses incurred to prosecute the Action;
- up to $8,000.00 for the Settlement Administration Costs; and,
- $25,000 for civil penalties under the PAGA, where 65% ($16,250.00) will be paid to the LWDA and 35% ($8,750.00) will be included in the Net Settlement Amount and distributed to Class Members).

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.

This Notice of Motion and Motion is based on this Notice, and the exhibits thereto (including the Notice to Class Members), the accompanying Memorandum of Points and Authorities, the Declaration of Marta Manus and all exhibits thereto, the Declaration of Dalisandra R. Partida, 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 28, 2026

D.LAW, INC.

By _____

Enoch J. Kim
Marta Manus
Attorneys for Plaintiff, Dalisandra R. Partida, on behalf of himself and others similarly situated