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9 Attorneys for Plaintiff(s),

10 JORDAN ANDRADE, and all others similarly situated

11 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

12 **FOR THE COUNTY OF SACRAMENTO**

13 **(UNLIMITED JURISDICTION)**

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

19 *Plaintiff(s),*

20 vs.

21 RILEYSONSUTTER LLC, a California limited
22 liability company; FOLSOMHACIENDA LLC,
23 a California limited liability company;
24 PLANKFOLSOM LLC, a California limited
25 liability company; MICHAEL SHAWN
26 SANSON, a natural person; and DOES 1–50,
27 inclusive,

28 *Defendant(s).*

Case No. 24CV026094

**PLAINTIFF JORDAN ANDRADE’S
NOTICE OF MOTION FOR
PRELIMINARY APPROVAL OF
CLASS ACTION SETTLEMENT**

Hearing Date: February 6, 2026
Hearing Time: 9:00 a.m.
Hearing Dept.: 23, Honorable Jill H.
Talley

Action filed: December 20, 2024
Reservation No. A-026094-001

**Submitted Herewith Under Separate
Cover:**

1. Memorandum of Points and Authorities;
2. Declaration(s) of David Spivak and Jordan Andrade; and
3. [Proposed] Order



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

2 PLEASE TAKE NOTICE that on **February 6, 2026 at 3:00 p.m.**, or as soon thereafter
3 as the matter may be heard, in Department 53 of the Sacramento County Superior Court, located
4 at Hall of Justice, 813 6th Street, Sacramento, CA 95814, Plaintiff Jordan Andrade (“Plaintiff”)
5 will and hereby does move this Court for an order: (1) granting class certification of the Settlement
6 Class solely for settlement purposes pursuant to California Code of Civil Procedure section 382;
7 (2) preliminarily approving the Class Action and PAGA Settlement Agreement and Class Notice
8 (the “Settlement”)¹ between Plaintiff and defendants Rileysonsutter LLC fka Folsomhacienda,
9 LLC, Plankfolsom LLC, and Michael Shawn Sanson, (collectively “Defendants”) (Plaintiff and
10 Defendants are referred to below collectively as the “Parties), (3) appointing David Spivak of The
11 Spivak Law Firm as Class Counsel; (5) appointing Plaintiff as Class Representative (“Class
12 Representative”); (6) approving the use of the proposed notice procedures and related forms; (7)
13 directing that notice be mailed to the proposed Settlement Class; and (8) scheduling a hearing
14 date for motion for final approval of class action settlement and awards of attorneys’ fees and
15 costs.

16 The “Settlement Class” or “Class Members” consists of all persons Defendants employed
17 in California as hourly and non-exempt at any time during the Class Period. Based on a review of
18 Defendants’ records to date, Defendants estimate there are approximately 458 Class Members
19 who collectively worked a total of approximately 10,004 Workweeks, and approximately 210 of
20 which are Allegedly Aggrieved Employees who worked a total of approximately 2,241 of PAGA
21 Pay Periods. (Settlement ¶ 4.1). “Class Period” means the period from December 20, 2020
22 through the date of preliminary approval of this Settlement.

23 This Motion is made on the following grounds: (1) the Settlement Class meets all the
24 requirements for class certification for settlement purposes only under California Code of Civil
25 Procedure section 382; (2) Plaintiff and her counsel are adequate to represent the Settlement
26 Class; (3) the Settlement reflects a fair, adequate, and reasonable compromise of all disputed

27
28 ¹ 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 claims in view of Defendants' potential liability exposure as compared against the risks of
2 continued litigation; (4) the proposed notice procedures and related forms adequately apprise the
3 Class Members of their rights under the Settlement and fully comport with due process; and (5)
4 in view of the foregoing, notice should be disseminated to the Class Members and a hearing date
5 for motion for final approval of class action settlement, and awards of attorneys' fees and costs
6 should be set.

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

11 Pursuant to Local Rule 1.06 (A), the court will make a tentative ruling on the merits of
12 this matter by 2:00 p.m., the court day before the hearing. The complete text of the tentative ruling
13 may be downloaded off the court's website. If the party does not have online access, they may
14 call the dedicated phone number for the department as referenced in the local telephone directory
15 between the hours of 2:00 p.m. and 4:00 p.m. on the court day before the hearing and receive the
16 tentative ruling. If you do not call the court and the opposing party by 4:00 p.m. the court day
17 before the hearing, no hearing will be held.

18 Respectfully submitted,

19
20 THE SPIVAK LAW FIRM

21 Dated: November 10, 2025

22 By:



23 DAVID G. SPIVAK,
24 Attorney for Plaintiff, JORDAN
25 ANDRADE, and all others similarly
26 situated



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