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Attorneys for Plaintiff UVALDO CHAVEZ

SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF LOS ANGELES

UVALDO CHAVEZ, individually, and on
behalf of other members of the general public
similarly situated;

Plaintiff,

vs.

BORRMANN METAL CENTER, a California
corporation; and DOES 1 through 100,
inclusive,

Defendants.

Case No.: 22STCV34521

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

Hearing Date: July 18, 2024

Hearing Time: 10:00 a.m.

Judge: Hon. Elaine Lu
Department: 9

1 **TO ALL PARTIES AND THEIR RESPECTIVE COUNSEL OF RECORD:**

2 YOU ARE HEREBY NOTIFIED THAT at 10:00a.m. on July 18, 2024 or as soon thereafter
3 as the matter can be heard, in Department 9 of the above entitled Court, before the Honorable Judge
4 Elaine Lu, Plaintiff UVALDO CHAVEZ (“Plaintiff”) will apply for an order (1) preliminary
5 approving the proposed settlement of this Class and PAGA action with Defendant BORRMANN
6 METAL CENTER (“Defendant”); (2) approving the form and method for providing class-wide
7 notice; (3) directing that notice of the proposed settlement be given to the class; and (4) scheduling
8 a final approval hearing date to consider Plaintiff’s motion for final approval of the settlement and
9 entry of the Judgment, and Plaintiff’s motion for approval of attorneys’ fees and litigation expenses.

10 This motion for preliminary approval of the Class and PAGA settlement is brought pursuant
11 to California Rules of Court, rule 3.769. Plaintiff’s motion will be based on this notice of motion,
12 the accompanying points and authorities, the Declaration of Jean-Claude Lapuyade, the Declaration
13 of Shani O. Zakay, the Declaration of Vartan Madoyan, the Declaration of Uvaldo Chavez, the
14 Declaration of Sean Hartranft (Settlement Administrator), the Class Action and PAGA Settlement
15 Agreement and Class Notice (“Agreement”) between the parties, and the complete files and records
16 in this action. All parties have agreed to the proposed class settlement and have met and conferred
17 regarding the motion; therefore, this motion is not opposed by Defendant.

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19 DATED: May 7, 2024

Respectfully submitted,

20 **JCL LAW FIRM, APC**

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22 By: 
23 Jean-Claude Lapuyade
24 Attorney for Plaintiff
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