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**SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF SAN FRANCISCO**

JOHN WHEELER, an individual, on
behalf of himself and on behalf of all
persons similarly situated,

Plaintiff,

vs.

NEXSTAR BROADCASTING, INC., a
Corporation; NEXSTAR
BROADCASTING GROUP, INC., a
Corporation; and DOES 1 through 50,
inclusive,

Defendants.

Case No. CGC-22-600499

**NOTICE OF MOTION AND MOTION FOR
PRELIMINARY APPROVAL OF CLASS
SETTLEMENT**

Hearing Date: February 15, 2024
Hearing Time: 9:30 a.m.

Judge: Hon. Richard B. Ulmer
Dept: 302

Action Filed: July 1, 2022
Trial Date: Not Set

TO ALL THE PARTIES AND THEIR RESPECTIVE ATTORNEYS OF RECORD:

YOU ARE HEREBY NOTIFIED THAT on February 15, 2024 at 9:30 a.m., in
Department 302 of the above entitled Court before the Honorable Richard B. Ulmer,
Plaintiff John Wheeler ("Plaintiff") will apply for an order: (1) preliminarily approving the

1 proposed settlement of this class action with Defendants Nexstar Media Inc., f/k/a Nexstar
2 Broadcasting, Inc. and Nexstar Media Group, Inc. f/k/a Nexstar Broadcasting Group, Inc.
3 (“Defendants”); (2) for settlement purposes only, conditionally certifying the Class, which is
4 comprised of “all individuals who were employed by Defendants in California and classified
5 as a non-exempt employee at any time during the Class Period” of July 1, 2018 through
6 October 17, 2023; (3) provisionally appointing Plaintiff as the representative of the Class;
7 (4) provisionally appointing Norman B. Blumenthal, Kyle R. Nordrehaug, Aparajit
8 Bhowmik, Nicholas J. De Blouw, Jeffrey S. Herman, Sergio J. Puche, and Trevor G. Moran
9 of Blumenthal Nordrehaug Bhowmik De Blouw LLP as Class Counsel for the Class; (5)
10 approving the form and method for providing class-wide notice; (6) directing that notice of
11 the proposed settlement be given to the Class; (7) appointing ILYM Group as the
12 Administrator; and (8) scheduling a final approval hearing date proposed for June 26, 2024
13 to consider Plaintiff’s motion for final approval of the settlement and for approval of
14 attorneys’ fees and expenses.

15 This motion for preliminary approval of the class settlement is brought pursuant to
16 California Rules of Court, rule 3.769. Plaintiff’s motion will be based on this notice of
17 motion and motion, the accompanying memorandum of points and authorities, the
18 Declaration of Kyle Nordrehaug, the Class Action and PAGA Settlement Agreement
19 (“Agreement”) between the parties, and the complete files and records in this action.
20 Because all parties have agreed to the proposed class settlement, this motion is not opposed
21 by Defendant.

22 Respectfully submitted,

23 Dated: January 18, 2024

**BLUMENTHAL NORDREHAUG BHOWMIK
DE BLOUW LLP**

24 By: /s/ Kyle Nordrehaug
25 Norman B. Blumenthal, Esq.
26 Kyle R. Nordrehaug, Esq.
27 Attorney for Plaintiff
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