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SERENA CARNES

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN DIEGO**

SERENA CARNES, as an “aggrieved
employee” and on behalf of “aggrieved
employees” under the California Labor Code
Private Attorneys General Act,

Plaintiff,

v.

THE SALVATION ARMY, THE
SALVATION ARMY ARC SAN DIEGO;
and DOES 1 through 10, inclusive,

Defendants.

Case No: 37-2021-00020557-CU-OE-CTL

REPRESENTATIVE ACTION

**NOTICE OF MOTION AND MOTION
FOR AN ORDER APPROVING
SETTLEMENT OF PAGA ACTION AND
DISMISSING ACTION WITH PREJUDICE**

[Assigned for all purposes to Judge Timothy
Taylor, Dept. C72]

Date: October 20, 2023
Time: 1:30 p.m.
Dept.: C72

Complaint filed: May 7, 2021
Trial date: February 16, 2024

1 **PLEASE TAKE NOTICE THAT** on October 20, 2023 at 1:30 p.m., or as soon
2 thereafter as the matter may be heard, in Department C72 of the above-entitled Court, located at
3 Hall of Justice, 330 W. Broadway, 6th Floor, San Diego, California 92101, Plaintiff Serena
4 Carnes (“Plaintiff”), will and hereby does move unopposed for an Order: (1) granting approval,
5 pursuant to California Labor Code § 2699(1)(2), of the proposed settlement of claims brought
6 pursuant to the Labor Code Private Attorneys General Act of 2004 (Labor Code §§ 2698 *et seq.*)
7 against The Salvation Army (“Defendant”) set forth in the parties’ Labor Code Private Attorneys
8 General Act Settlement Agreement (the “Settlement Agreement”); (2) appointing Simpluris, Inc.
9 as the Settlement Administrator; and (3) directing disbursement of the Settlement Amount
10 pursuant to the terms of the Settlement Agreement.

11 This motion will be based on this Notice, the supporting memorandum of points and
12 authorities, the Settlement Agreement, the Declaration of Robert Spencer, the Declaration of
13 Serena Carnes, the documents and records on file in this matter, and such additional arguments,
14 authorities, and evidence and other matters as may be presented by the parties hereafter.

15
16 Dated: August 14, 2023

KELLER GROVER LLP

17
18 By: _____



ERIC A. GROVER
ROBERT SPENCER
Counsel for Plaintiff
SERENA CARNES

PROOF OF SERVICE

I, JOEY GONZALEZ, am employed in the County of San Francisco, State of California. I am over the age of eighteen and not a party to the within action. My business address is 1965 Market Street, San Francisco, California 94103. On August 14, 2023, in the case of *Carnes v. The Salvation Army, et al.*, San Diego Superior Court Case Number 37-2021-00020557-CU-OE-CTL, I served the foregoing document(s):

NOTICE OF MOTION AND MOTION FOR AN ORDER APPROVING SETTLEMENT OF PAGA ACTION AND DISMISSING ACTION WITH PREJUDICE

on the interested party(ies) below, using the following means:

Joshua Feldman, Esq.

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Attorneys for Defendant

THE SALVATION ARMY

☒	(BY ELECTRONIC SERVICE) by electronically mailing a true and correct copy in PDF format through our electronic mail system to the email address(es) set forth above, or as stated on the attached service list per agreement between the parties.
☒	(STATE) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.



JOEY GONZALEZ