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Attorneys for Plaintiffs

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF SANTA CLARA**

RUSTIN FOX, GABRIELE SANTI, and
PATRICK BURK, individuals, on behalf
of themselves and on behalf of all persons
similarly situated,

Plaintiff,

vs.

CRISIS24, INC., a Corporation;
CRISIS24 PROTECTIVE SOLUTIONS,
LP, a Limited Partnership; and DOES 1
through 50, inclusive,

Defendants.

Case No. 23CV418864

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

Hearing Date: October 23, 2024
Hearing Time: 1:30 p.m.

Judge: Hon. Theodore C. Zayner
Dept.: 19

Action Filed: July 7, 2023
Trial Date: Not set

TO ALL THE PARTIES AND THEIR RESPECTIVE ATTORNEYS OF RECORD:

YOU ARE HEREBY NOTIFIED THAT on October 23, 2024 at 1:30 p.m., in
Department 19 of the above entitled Court before the Honorable Theodore C. Zayner,

1 Plaintiffs Rustin Fox, Gabriele Santi, and Patrick Burk (“Plaintiffs”) will move for an order:
2 (1) preliminarily approving the proposed settlement of this class action with Defendants
3 Crisis24, Inc. and Crisis24 Protective Solutions, LP (“Defendants”); (2) for settlement
4 purposes only, conditionally certifying the Class, which is comprised of “all individuals
5 who are or previously were (a) employed by Defendants in the State of California at any
6 time during the Class Period, and (b) classified as non-exempt (i.e., hourly) employees”; (3)
7 provisionally appointing Plaintiffs as the representatives of the Class; (4) provisionally
8 appointing Blumenthal Nordrehaug Bhowmik De Blouw LLP and Danny Yadidsion and
9 Noël Harlow of Labor Law PC as Class Counsel for the Class; (5) approving the form and
10 method for providing notice to the Class of the proposed settlement; (6) directing that notice
11 of the proposed settlement be given to the Class; (7) appointing Apex Class Action as the
12 Administrator; and (8) scheduling a final approval hearing date for March 19, 2025 to
13 consider the Plaintiffs’ motion for final approval of the settlement and for approval of
14 attorneys’ fees, expenses and the service awards.

15 This motion for preliminary approval of the class settlement is brought pursuant to
16 California Rules of Court, rule 3.769. Plaintiffs’ 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 Declaration of Danny Yadidsion, the Declarations of the
19 Plaintiffs, the Class Action and PAGA Settlement Agreement (the “Agreement”) between
20 the parties, and the complete files and records in this action. Because all Parties have agreed
21 to the proposed class settlement, this motion is unopposed.

22 Respectfully submitted,

23 Dated: September 26, 2024

**BLUMENTHAL NORDREHAUG BHOWMIK
DE BLOUW LLP**

24 By: /s/ Kyle Nordrehaug
25 Kyle R. Nordrehaug, Esq.
26 Attorney for Plaintiffs
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