

JCL LAW FIRM, APC

Jean-Claude Lapuyade (State Bar #248676)
Sydney Castillo-Johnson (State Bar #343881)
John L. Nitti (State Bar #330752)
5440 Morehouse Drive, Suite 3600
San Diego, CA 92121
Telephone: (619) 599-8292
jlapuyade@jcl-lawfirm.com
scastillo@jcl-lawfirm.com
jnitti@jcl-lawfirm.com

ZAKAY LAW GROUP, APLC

Shani O. Zakay (State Bar #277924)
Nicole Noursamadi (State Bar #357246)
5440 Morehouse Drive, Suite 3600
San Diego, CA 92121
Telephone: (619) 255-9047
shani@zakaylaw.com
nicole@zakaylaw.com

Attorneys for PLAINTIFFS

SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF SAN BERNARDINO

ADRIAN CASTRO and RODOLFO GARCIA,
individuals, on behalf of themselves, and on
behalf of all persons similarly situated,

Plaintiffs,

vs.

CONVERGEONE, INC., a Minnesota
corporation; AAA NETWORK SOLUTIONS,
INC, a California corporation; and DOES 1-50,
Inclusive,

Defendants.

Case No. CIVSB2305464

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

Date: February 10, 2025

Time: 8:30 a.m.

Judge: Hon. Charlie L. Hill, Jr.

Dept.: S-30

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

2 PLEASE TAKE NOTICE that on February 10, 2025, at 8:30 a.m., or as soon thereafter as
3 counsel may be heard, in Department S-30 of the San Bernardino Superior Court, the Honorable Judge
4 Charlie L. Hill, Jr. presiding, plaintiffs ADRIAN CASTRO and RODOLFO GARCIA will, and hereby
5 does, move this Court to:

6 1. Preliminarily approve the settlement described in the Stipulation of Settlement of Class
7 Action and PAGA Claims and Release of Claims (“Agreement”) attached as Exhibit A to the
8 Declaration of Jean-Claude Lapuyade filed concurrently herewith;

9 2. Conditionally certify the Settlement Class;

10 3. Approve the distribution of the proposed Notice of Class Action Settlement to the
11 Settlement Class;

12 4. Appoint Plaintiffs ADRIAN CASTRO and RODOLFO GARCIA as the Class
13 Representatives;

14 5. Appoint Jean-Claude Lapuyade, Esq. of JCL Law Firm, APC, Shani Zakay, Esq. of
15 Zakay Law Group, APLC, and Michael Gould of Gould Law Firm, P.C. as Class Counsel; and

16 7. Set a hearing date for final approval of the settlement.

17 This Motion is based upon: (1) this Notice of Motion; (2) the Memorandum of Points and
18 Authorities in Support of Motion for Preliminary Approval of Class Action and PAGA Settlement; (3)
19 the Declaration of Jean-Claude Lapuyade, Esq.; (4) the Declaration of Shani O. Zakay, Esq.; (5) the
20 Declaration of Michael Gould, Esq.; (7) the Declaration of Plaintiff Adrian Castro; (8) the Declaration
21 of Plaintiff Rodolfo Garcia; (9) the Stipulation of Settlement of Class Action and PAGA Claims and
22 Release of Claims and exhibit attached thereto; (10) the [Proposed] Order Granting Preliminary
23 Approval of Class Action and PAGA Settlement and exhibits attached thereto; (11) the records,
24 pleadings, and papers filed in this action; and (12) upon such other documentary and oral evidence or
25 argument as may be presented to the Court at or prior to the hearing of this Motion.

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2 As this Motion is unopposed, the Parties respectfully request relief from the page limit
3 requirement set by California Rules of Court, Rule 3.1113(d).
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5 Dated: January 16, 2025

JCL LAW FIRM, APC

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7 By: Sydney Castillo-Johnson
8 Sydney Castillo-Johnson, Esq.
9 Attorneys for Plaintiffs
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