ZAKAY LAW GROUP, APLC
Shani O. Zakay (State Bar #277924)
shani@zakaylaw.com
Eden Zakay (State Bar #339536)
eden@zakaylaw.com
Nicole Noursamadi (State Bar #357246)
nicole@zakaylaw.com
Jaclyn Joyce (State Bar #285124)
jaclyn@zakaylaw.com
3110 Camino Del Rio S, Suite 308
San Diego, CA 92108
Telephone: (619) 255-9047

JCL LAW FIRM, APC
Jean-Claude Lapuyade (State Bar #248676)
jlapuyade@jcl-lawfirm.com
5440 Morehouse Drive, Suite 3600
San Diego, CA 92121
Telephone: (619) 599-8292

Attorneys for PLAINTIFF

SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF SAN FRANCISCO

ANDREW ELLENBERG-WILEY, an individual, on behalf of himself, and on behalf of all persons similarly situated, Plaintiff, v. SAN FRANCISCO AIDS FOUNDATION, a California nonprofit corporation; and DOES 1-50, Inclusive, Defendants.	Case No. CGC-23-609040 **NOTICE OF MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION AND PAGA SETTLEMENT** Date: December 10, 2026 Time: 9:00 a.m. Dept.: 302

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

PLEASE TAKE NOTICE that on December 10, 2026, at 9:00 a.m., or as soon thereafter as counsel may be heard, in Department 302 of the San Francisco County Superior Court, Plaintiff Andrew Ellenberg-Wiley ("Plaintiff") will, and hereby does, move this Court to:

1. Preliminarily approve the settlement described in the Amended Class Action and PAGA Settlement and Release of Claims ("Agreement") attached as Exhibit 1 to the Declaration of Shani O. Zakay, Esq. filed concurrently herewith;

2. Conditionally certify the Settlement Class;

3. Approve distribution of the proposed Notice of Class Action Settlement to the Settlement Class attached as Exhibit A to the Agreement;

4. Appoint Plaintiff Andrew Ellenberg-Wiley as the Class Representative;

5. Appoint Zakay Law Group, APLC and JCL Law Firm, APC, as Class Counsel; and

6. Set a hearing date for final approval of the settlement.

This Motion is based upon: (1) this Notice of Motion; (2) the Memorandum of Points and Authorities in Support of Amended Motion for Preliminary Approval of Class Action and PAGA Settlement; (3) the Declaration of Shani O. Zakay, Esq.; (4) the Declaration of Jean-Claude Lapuyade, Esq.; (5) the Declaration of Andrew Ellenberg-Wiley, (6) the Declaration of Tarus Dancy; (7) the Class Action and PAGA Settlement Agreement and exhibit attached thereto; (8) the [Proposed] Order Granting Preliminary Approval of Class Action and PAGA Settlement and exhibits attached thereto; (9) the records, pleadings, and papers filed in this action; and (10) upon such other documentary and oral evidence or argument as may be presented to the Court at or prior to the hearing of this Motion.

As this Motion is unopposed, the Parties respectfully request relief from the page limit requirement set by California Rules of Court, Rule 3.1113(d).

Dated: October 30, 2026

ZAKAY LAW GROUP, APLC

By: Nicole Noursamadi
Nicole Noursamadi, Esq.
Attorneys for PLAINTIFF