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Attorneys for Plaintiff MANUEL DIAZ NUNEZ

SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF TULARE

MANUEL DIAZ NUNEZ, an individual, on
behalf of himself and on behalf of all persons
similarly situated,

Plaintiff,

v.

TITAN AG SERVICES, INC., a California
Corporation; ROYAL FARMS, INC., a
California corporation; and DOES 1-50,
Inclusive,

Defendants.

Case No. VCU296822

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

Date: July 16, 2024

Time: 8:30 a.m.

Judge: Hon. Bret D. Hillman

Dept.: 2

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

2 PLEASE TAKE NOTICE that on July 16, 2024, at 8:30 a.m., or as soon thereafter as counsel
3 may be heard, in Department 2 of the Tulare Superior Court, the Honorable Judge Bret D. Hillman
4 presiding, plaintiff MANUEL DIAZ NUNEZ will, and hereby does, move this Court to:

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

8 2. Conditionally certify the Settlement Class;

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

11 4. Appoint Plaintiff MANUEL DIAZ NUNEZ as the Class Representative;

12 5. Appoint the Jean-Claude Lapuyade of the JCL Law Firm, APC, Shani Zakay of the
13 Zakay Law Group, APLC, and Tatiana Hernandez of the Law Office of Tatiana Hernandez, P.C. as
14 Class Counsel; and

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

16 This Motion is based upon: (1) this Notice of Motion; (2) the Memorandum of Points and
17 Authorities in Support of Motion for Preliminary Approval of Class Action and PAGA Settlement; (3)
18 the Declaration of Jean-Claude Lapuyade, Esq.; (4) the Declaration of Shani O. Zakay, Esq.; (5) the
19 Declaration of Tatiana Hernandez; (6) the Declaration of Manuel Diaz Nunez; (7) the Declaration of
20 the Settlement Administrator; (8) the Class Action and PAGA Settlement Agreement and exhibit
21 attached thereto; (9) the [Proposed] Order Granting Preliminary Approval of Class Action and PAGA
22 Settlement and exhibits attached thereto; (11) the records, pleadings, and papers filed in this action;
23 and (12) upon such other documentary and oral evidence or argument as may be presented to the Court
24 at or prior to the hearing of this Motion.

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

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4 Dated: June 21, 2024

JCL LAW FIRM, APC

5 By: Sydney Castillo-Johnson
6 Sydney Castillo-Johnson, Esq.
7 Attorneys for Plaintiff
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