

JCL LAW FIRM, APC

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Attorneys for Plaintiff
(Additional counsel listed on following page)

SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF SAN DIEGO

JOSE GARCIA VALLE, as an individual and
on behalf of all others similarly situated,

Plaintiff,

vs.

PACIFIC SHELLFISH, INC., a California
corporation; and DOES 1 through 100,
Inclusive,

Defendants.

Case No. 37-2021-00021898-CU-OE-CTL

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

Date: May 26, 2023

Time: 8:30 a.m.

Judge: Hon. Ronald F. Frazier

Department: 65

Trial Date: N/A

Action Filed: May 17, 2021

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Attorneys for Plaintiff

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

2 PLEASE TAKE NOTICE that on May 26, 2023, at 8:30 a.m., or as soon thereafter as counsel
3 may be heard, in Department 65 of the San Diego Superior Court, the Honorable Ronald F. Frazier
4 presiding, plaintiff JOSE GARCIA VALLE (“Plaintiff”) will, and hereby does, move this Court to:

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

8 2. Conditionally certify the Settlement Class;

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

11 4. Appoint Plaintiff JOSE GARCIA VALLE as the Class Representative;

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

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

15 This Motion is based upon: (1) this Notice of Motion; (2) the Memorandum of Points and
16 Authorities in Support of Motion for Preliminary Approval of Class Action and PAGA Settlement; (3)
17 the Declaration of Jean-Claude Lapuyade, Esq.; (4) the Declaration of Shani O. Zakay, Esq.; (5) the
18 Declaration of Paul K. Haines, Esq; (6) the Declaration of Jose Garcia Valle; (7) the Stipulation of
19 Settlement of Class and PAGA Action and Release of Claims and exhibit attached thereto; (8) the
20 [Proposed] Order Granting Preliminary Approval of Class Action and PAGA Settlement and exhibits
21 attached thereto; (9) the records, pleadings, and papers filed in this action; and (10) upon such other
22 documentary and oral evidence or argument as may be presented to the Court at or prior to the hearing
23 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: May 3, 2023

JCL LAW FIRM, APC

5 By: 
6 Jean-Claude Lapuyade
7 Attorneys for Plaintiff
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