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SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF SACRAMENTO

JESSICA LOPEZ and CHARONE
DESHAZIER, individuals, on behalf of
themselves and on behalf of all persons
similarly situated,

Plaintiffs,

vs.

ETHOS-CALIFORNIA VETERINARY
GROUP, INC., a California corporation;
ETHOS VETERINARY HEALTH LLC;
a Delaware limited liability company; and
DOES 1-50, Inclusive,

Defendants.

CASE NO.: **34-2022-00327993-CU-OE-GDS**

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

Hearing Date: June 14, 2024

Hearing Time: 9:00 a.m.

Reservation # **A-327993-001**

Judge: Hon. Jill H. Talley

Dept: 23

Date Filed: October 6, 2022

Trial Date: Not set

TO ALL THE PARTIES AND THEIR RESPECTIVE ATTORNEYS OF RECORD:

YOU ARE HEREBY NOTIFIED THAT at 9:00 a.m. on June 14, 2024 in

Department 23 at the above entitled Court before the Honorable Jill H. Talley, Plaintiffs

Jessica Lopez and Charone DeShazier ("Plaintiffs") will apply for an order: (1) preliminarily

1 approving the proposed settlement of this class action with Defendants Ethos-California
2 Veterinary Group, Inc., and Ethos Veterinary Health LLC (“Defendants”); (2) for settlement
3 purposes only, conditionally certifying the Class, which is comprised of “all individuals who
4 were employed by any Defendants in California and classified as a non-exempt employee at
5 any time during the Class Period”, which is October 6, 2018 through February 15, 2024; (3)
6 provisionally appointing Plaintiffs as the representatives of the Class; (4) provisionally
7 appointing Norman B. Blumenthal, Kyle R. Nordrehaug, Aparajit Bhowmik, Nicholas J. De
8 Blouw, Jeffrey S. Herman, Sergio J. Puche, and Trevor G. Moran of Blumenthal
9 Nordrehaug Bhowmik De Blouw LLP, Shani O. Zakay of Zakay Law Group, APC, and
10 Jean-Claude Lapuyade of JCL Law Firm, APC as Class Counsel; (5) approving the form and
11 method for providing class-wide notice; (6) directing that notice of the proposed settlement
12 be given to the class; (7) appointing Apex Class Action as Administrator, and (8) scheduling
13 a final approval hearing date, proposed for November 1, 2024 which is at least 120 days
14 from preliminary approval, to consider Plaintiffs’ motion for final approval of the settlement
15 and for approval of attorneys’ fees and expenses.

16 This unopposed motion for preliminary approval of the class settlement is brought
17 pursuant to California Rules of Court, rule 3.769. Plaintiffs’ motion will be based on this
18 notice of motion and motion, the accompanying memorandum of points and authorities, the
19 Declaration of Kyle Nordrehaug, the Declaration of Shani Zakay, the Declaration of Jean-
20 Claude Lapuyade, the Declarations of the Plaintiffs, the Class Action and PAGA Settlement
21 Agreement (“Agreement”) between the Parties, and the complete files and records in this
22 action. Because all Parties have agreed to the proposed class settlement, this motion is not
23 opposed by Defendants.

24 Respectfully submitted,

25 Dated: May 20, 2024

**BLUMENTHAL NORDREHAUG BHOWMIK
DE BLOUW LLP**

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