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SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF SACRAMENTO

ERICA GUTIERREZ, and PETER
RUBOCZKI, individuals, on behalf of
themselves, and on behalf of all persons
similarly situated,

Plaintiffs,

v.

CDT SERVICE CORPORATION dba NEW
DAWN TREATMENT CENTERS, a
California corporation, and DOES 1-50,
Inclusive,

Defendants.

Case No. 34-2022-00327667

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

Date: January 23, 2026

Time: 9:00 a.m.

Judge: Hon. Jill H. Talley

Dept.: 23

DIVERSITY LAW GROUP

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1 **TO ALL PARTIES AND THEIR RESPECTIVE ATTORNEYS OF RECORD:**

2 YOU ARE HEREBY NOTIFIED THAT at 9:00 a.m. on January 23, 2026, or as soon
3 thereafter as the matter can be heard, in Department 23 of the above-entitled Court, before the
4 Honorable Judge Jill H. Talley, Plaintiffs ERICA GUTIERREZ, and PETER RUBOCZKI
5 (“Plaintiffs”) will apply for an order granting (1) Final Approval of the Class Action and PAGA
6 Settlement, and (2) Entry of the Final Approval Order and Judgment.

7 This Motion is brought in accordance with the Preliminary Approval Order dated October
8 6, 2025, and California Rules of Court, rule 3.769. This Motion will be based on this notice, the
9 accompanying points and authorities, Stipulation of Settlement of Class and PAGA Action Claims
10 and Release of Claims and Amendment No. 1 to the Agreement (hereinafter collectively the
11 “Agreement”), the Declaration of Jean-Claude Lapuyade, the Declaration of Shani O. Zakay, the
12 Declaration of Kristen M. Agnew, Esq., the Declaration of Larry W. Lee, Esq., the Declaration of
13 William L. Marder, Esq., the Declaration of the Parties’ Settlement Administrator, the Supplemental
14 Declaration of the Parties’ Settlement Administrator, the Declaration of Plaintiff Erica Gutierrez,
15 the Declaration of Plaintiff Peter Ruboczki, and the complete files and records in this action.

16 Pursuant to Local Rule 1.06 (A), the Court will make a tentative ruling on the merits of this
17 matter by 2:00 p.m., the court day before the hearing. The complete text of the tentative ruling may
18 be downloaded off the Court’s website. If the party does not have online access, they may call the
19 dedicated phone number for the department as referenced in the local telephone directory between
20 the hours of 2:00 p.m. and 4:00 p.m. on the court day before the hearing and receive the tentative
21 ruling. If you do not call the Court and the opposing party by 4:00 p.m. the court day before the
22 hearing, no hearing will be held.

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1 Because all parties have agreed to the proposed class settlement and have met and conferred
2 regarding the motion, this motion is not opposed by Defendant. To date, there have been no
3 objections submitted by the Class.

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5 Respectfully submitted,

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7 Dated: December 23, 2025

JCL LAW FIRM, APC

8 By: Perssia Razma
9 Perssia Razma, Esq.
10 Attorney for Plaintiffs
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