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Attorneys for Plaintiff

SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF LOS ANGELES

JUAN CABEZA, an individual, on behalf of
himself, and on behalf of all persons similarly
situated,

Plaintiff,

vs.

CENTRAL NEIGHBORHOOD HEALTH
FOUNDATION, a California non-profit
corporation; and DOES 1 through 50,
Inclusive;

Defendants.

Case No.: 21STCV44468

**PLAINTIFF'S NOTICE OF MOTION AND
MOTION TO APPROVE PAGA
SETTLEMENT**

Hearing Date: May 2, 2023

Hearing Time: 9:00 A.M.

Judge: Hon. Elihu M. Berle
Dept.: 6

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

2 YOU ARE HEREBY NOTIFIED THAT at 9:00 a.m. on May 2, 2023, or as soon thereafter
3 as the matter can be heard, in Department 6 of the above-entitled Court, Plaintiff Juan Cabeza
4 (“Plaintiff”), pursuant to labor Code section 2699(1)(2), will apply for an Order Approving the
5 parties’ PAGA Settlement and entry of the agreed-upon Proposed Final Judgment, which are filed
6 concurrently herewith. Defendant has advised that it does not oppose Plaintiff’s Motion.

7 This unopposed Motion will be made on the grounds that the proposed PAGA Settlement
8 is fair, adequate, reasonable, and in the best interests of the State of California and the aggrieved
9 employees. This Motion will be based on this notice, the accompanying points and authorities, the
10 Declarations of Shani O. Zakay and Jean-Claude Lapuyade and the complete files and records in
11 this action.

12 Plaintiff respectfully request that, pursuant to the specific terms (including timing and
13 manner) as set forth in the executed PAGA Settlement Agreement (the “Settlement Agreement”)
14 and assuming conditions are met therein, the Court (1) grant approval of the parties’ PAGA
15 Settlement; (2) appoint ILYM Group as the Settlement Administrator; (3) direct that the agreed-
16 upon Notice of PAGA Settlement be approved and sent to the allegedly aggrieved employees with
17 their settlement share checks in the manner set forth in the Settlement Agreement; (4) award
18 Plaintiff their service awards; and (5) award PAGA Counsel their fees’ and litigation costs. Plaintiff
19 also request that the Court sign and enter the proposed PAGA Settlement Approval Order and Final
20 Judgment, filed concurrently herewith.

21
22 Dated: March 2, 2023

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23
24 By:



Jean-Claude Lapuyade, Esq.
Shani O. Zakay, Esq.
Attorney for Plaintiff and the Aggrieved Employees