

ZAKAY LAW GROUP, APLC

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Attorneys for Plaintiff PERLA GONZALES

SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF SAN BERNARDINO

PERLA GONZALES, an individual, on behalf
of herself, and on behalf of all persons similarly
situated,

Plaintiff,

vs.

CM SCHOOL SUPPLY, INC., a California
corporation; and DOES 1 through 50, Inclusive,

Defendants.

Case No. CIVSB2133207

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

Date: August 20, 2024
Time: 8:30 a.m.

Judge: Hon. Jessica Morgan
Dept.: S-26

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

2 PLEASE TAKE NOTICE that on August 20, 2024 at 8:30 a.m., or as soon thereafter as counsel
3 may be heard, in Department S-26 of the San Bernardino Superior Court, the Honorable Judge Jessica
4 Morgan presiding, Plaintiff PERLA GONZALES will, and hereby does, move this Court to:

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

8 2. Conditionally certify the Settlement Class;

9 3. Approve distribution of the proposed Notice of Pendency of Class Action Settlement
10 and Final Hearing Date;

11 4. Appoint Plaintiff PERLA GONZALES as the Class Representative;

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

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

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

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

24 Dated: May 22, 2024

ZAKAY LAW GROUP, APLC

25 By: 
26 Shani O. Zakay, Esq.
27 Attorneys for Plaintiff