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SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF SAN DIEGO

NICHOLAS KALUZA, an individual, on
behalf of himself and on behalf of all
persons similarly situated, and on behalf
of the State of California, as a private
attorney general,

Plaintiffs,

vs.

BOEING AEROSPACE OPERATIONS,
INC., a Delaware Corporation; and
DOES 1-50, Inclusive,

Defendants.

CASE NO.: **37-2022-00004602-CU-OE-CTL**
[Consolidated with Case No.
37-2022-00004879-CU-OE-CTL]

**NOTICE OF MOTION AND MOTION FOR
FINAL APPROVAL OF CLASS
SETTLEMENT AND AWARD OF
ATTORNEYS' FEES, COSTS AND SERVICE
AWARD**

Hearing Date: July 26, 2024

Hearing Time: 9:00 a.m.

[Hearing scheduled by Order dated March 4,
2024]

Judge: Hon. Michael T. Smyth

Dept.: 67

Action Filed: February 4, 2022

Trial Date: Not set

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

2 YOU ARE HEREBY NOTIFIED THAT at 9:00 a.m. on July 26, 2024, or as soon
3 thereafter as the matter can be heard, in Department 67 at the above entitled Court before the
4 Honorable Michael T. Smyth, Plaintiff Nicholas Kaluza ("Plaintiff") will move for an order
5 granting (1) Final Approval of the Class Action Settlement and Award of Attorneys' Fees Costs
6 and Service Award, and (2) Entry of the Final Approval Order and Judgment.

7 This motion is brought in accordance with the Order dated March 4, 2024, and California
8 Rules of Court, rule 3.769. This Motion will be based on this notice, the accompanying points
9 and authorities, the Declaration of Norman Blumenthal, the Declaration of Jean-Claude
10 Lapuyade, the Declaration of Shani O. Zakay, the Class Action and PAGA Settlement
11 Agreement (the "Agreement"), the Declaration of Lisa Pavlik (the Administrator), the
12 Declaration of the Plaintiff, and the complete files and records in this action.

13 Because Plaintiff and Defendant Boeing Aerospace Operations, Inc. have agreed to the
14 proposed class settlement and have met and conferred regarding the motion, this motion is not
15 opposed. There have been no objections submitted by the Class.

16 Respectfully submitted,

17 Dated: July 1, 2024

18 **BLUMENTHAL NORDREHAUG BHOWMIK
DE BLOUW LLP**

19 By: /s/ Kyle Nordrehaug
20 Norman B. Blumenthal, Esq.
21 Kyle R. Nordrehaug, Esq.

22 Attorneys for Plaintiff
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