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Attorneys for PLAINTIFFS

SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF SANTA CLARA

JAMES E. AGUILAR, an individual;
PAMELA CAZARES, an individual, on behalf
of themselves and on behalf of all persons
similarly situated,

Plaintiffs,

vs.

T & K, L.P., a California Limited Partnership;
and DOES 1-50, Inclusive.

Defendants.

Case No. 21CV384674

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

Hearing Date:
Hearing Time:

Judge:
Dept.:

Action Filed: July 23, 2021

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

2 YOU ARE HEREBY NOTIFIED THAT at _____ on _____, 2023, or as soon
3 thereafter as the matter can be heard, in Department 1 of the above entitled Court, before the
4 Honorable Sunil R. Kulkarni, Plaintiffs JAMES E. AGUILAR and PAMELA CAZARES
5 (“Plaintiffs”) will apply for an order (1) preliminary approving the proposed settlement of this Class
6 and PAGA action against Defendant T & K, L.P. (“Defendant”); (2) approving the form and method
7 for providing class-wide notice; (3) directing that notice of the proposed settlement be given to the
8 class; and (4) scheduling a final approving hearing date to consider Plaintiff’s motion for final
9 approval of the settlement and entry of the Judgment, and Plaintiff’s motion for approval of
10 attorneys’ fees and litigation expenses.

11 This motion for preliminary approval of the class and PAGA settlement is brought pursuant
12 to California Rules of Court, rule 3.769. Plaintiff’s motion will be based on this notice of motion,
13 the accompanying points and authorities, the Declaration of Jean-Claude Lapuyade, Esq., the
14 Declaration of Shani O. Zakay, Esq., the Declaration of James Aguilar, the Declaration of Pamela
15 Cazares, the Joint Stipulation and Agreement for Class and Representative Action Settlement and
16 Release (“Agreement”) between the parties, and the complete files and records in this action. All
17 parties have agreed to the proposed class and PAGA settlement and have met and conferred
18 regarding the motion; therefore, this motion is not opposed by Defendant.

19 Respectfully submitted,

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21 DATED: March 6, 2023

JCL Law Firm, APC

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23 By: 

24 Jean-Claude Lapuyade
25 Attorney for Plaintiff
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