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SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF ALAMEDA

DANIELA ARBELAEZ ACEVEDO and
MYRELLA THOMAS, as individuals, and
on behalf of themselves and on behalf of all
persons similarly situated,

Plaintiffs,

vs.

ACES 2020 I, LLC, a Limited Liability
Company; and DOES 2 through 50,
inclusive,

Defendants.

CASE NO.: **24CV061880**

**NOTICE OF MOTION AND
UNOPPOSED MOTION FOR
PRELIMINARY APPROVAL OF
CLASS SETTLEMENT**

Hearing Date: December 12, 2024

Hearing Time: 2:30 p.m.

Reservation ID: 139417801892

Judge: Hon. Victoria Kolakowski
Dept.: 518

Action Filed: January 30, 2024

Trial Date: Not set

TO ALL THE PARTIES AND THEIR RESPECTIVE ATTORNEYS OF RECORD:

YOU ARE HEREBY NOTIFIED THAT at 2:30 p.m. on December 12, 2024 in
Department 518 at the above entitled Court before the Honorable Victoria Kolakowski,
Plaintiffs Daniela Arbelaez Acevedo and Myrella Thomas ("Plaintiffs") will apply for an
order: (1) preliminarily approving the proposed settlement of this class action with

1 Defendant ACES 2020, LLC, doing business in California as ACES 2020 I, LLC
2 (“Defendant”); (2) for settlement purposes only, conditionally certifying the Class, which is
3 comprised of “all individuals who were employed by Defendant and classified as a
4 non-exempt employee in the State of California at any time during the Class Period, except
5 any named plaintiff in the matter Allen v. ACES 2020 I, LLC et. al., Superior Court for the
6 County of Contra Costa, Case No. C23-00916”; (3) provisionally appointing Plaintiffs as the
7 representatives of the Class; (4) provisionally appointing Norman B. Blumenthal, Kyle R.
8 Nordrehaug, and Aparajit Bhowmik of Blumenthal Nordrehaug Bhowmik De Blouw LLP,
9 Zakay Law Group, APLC, JCL Law Firm, APC, and Ferraro Vega Employment Lawyers,
10 Inc. as Class Counsel; (5) approving the form and method for providing class-wide notice;
11 (6) directing that notice of the proposed settlement be given to the class; (7) appointing
12 ILYM Group, Inc. as Administrator, and (8) scheduling a final approval hearing date,
13 proposed for April 24, 2025, which is at least 120 days from preliminary approval, to
14 consider Plaintiffs’ motion for final approval of the settlement and for approval of attorneys’
15 fees and expenses.

16 This unopposed motion for preliminary approval of the class settlement is brought
17 pursuant to California Rules of Court, rule 3.769. Plaintiff’s motion will be based on this
18 notice of motion and motion, the accompanying memorandum of points and authorities, the
19 Declaration of Kyle Nordrehaug, the Declaration of Shani Zakay, the Declaration of Jean-
20 Claude Lapuyade, the Declaration of Nicholas Ferraro, the Declarations of the Plaintiffs, the
21 Class Action and PAGA Settlement Agreement (“Agreement”) between the Parties, and the
22 complete files and records in this action. Because all Parties have agreed to the proposed
23 class settlement, this motion is not opposed by Defendant.

24 Respectfully submitted,

25 Dated: November 14, 2024

**BLUMENTHAL NORDREHAUG BHOWMIK
DE BLOUW LLP**

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27 By: /s/ Kyle Nordrehaug
28 Kyle R. Nordrehaug, Esq.
Attorney for Plaintiffs