

SHORTLEGAL, APC
350 10TH AVE., SUITE 1000
SAN DIEGO, CA 92101

1 Daniel F. Gaines (SBN 251488)
Evan S. Gaines (SBN 287668)
Gaines & Gaines APLC
2 27200 Agoura Road, Suite 101
Calabasas, CA 91301
3 Tel: (818) 703-8985
Fax: (81) 703-8984
4 Email: daniel@gaineslawfirm.com; evan@gaineslawfirm.com
Attorneys for Plaintiff RANDY KUNSMAN

5
6 Brian R. Short (SBN 236140)
Dorota A. James (SBN 309933)
ShortLegal, APC
7 350 10th Ave., Suite 1000
San Diego, California 92101
8 Tel: 619.272.0720
Fax: 619.839.3129
9 Email: Brian@shortlegal.com; Dorota@shortlegal.com
Attorneys for Plaintiff BRIANNA GUIHER

11 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
12 **COUNTY OF SACRAMENTO**

13 RANDY KUNSMAN, on behalf of himself
and all "aggrieved employees" pursuant to
14 Labor Code § 2698 et seq.

15 Plaintiff,

16 v.

17 PUNCH BOWL SACRAMENTO, LLC, a
18 Delaware limited liability company;
PUNCH BOWL RANCHO
19 CUCAMONGA, LLC, a Delaware limited
liability company; PUNCH BOWL SAN
20 DIEGO, LLC, a Delaware limited liability
company, and DOES 1 through 10,
21 inclusive,

22 Defendants,

Case No. 34-2018-00243175

**PLAINTIFFS' NOTICE OF MOTION AND
MOTION FOR ORDER (1)
PROVISIONALLY CERTIFYING
SETTLEMENT CLASS; (2)
PRELIMINARILY APPROVING CLASS
SETTLEMENT; (3) DIRECTING
DISTRIBUTION OF NOTICE OF
SETTLEMENT TO THE CLASS; (4)
APPOINTING CLASS COUNSEL AND
CLASS REPRESENTATIVE; AND (5)
SETTING A HEARING FOR FINAL
APPROVAL OF CLASS SETTLEMENT**

Date: August 30, 2019

Time: 2 p.m.

Judge: David I. Brown

Dept.: 53

Trial Date: None set

Complaint filed: October 23, 2018

SHORTLEGAL, APC
350 10TH AVE., SUITE 1000
SAN DIEGO, CA 92101

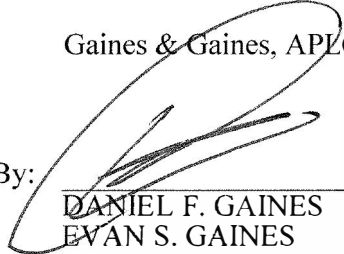
1 **TO ALL PARTIES, THEIR ATTORNEYS OF RECORD AND THIS HONORABLE COURT:**

2 **PLEASE TAKE NOTICE THAT** on August 30, 2019, at 2 p.m. in Dept.: 53 of the Gordon
3 D. Schaber Sacramento Courthouse located at 720 9th Street, Sacramento CA 95814, Plaintiffs Randy
4 Kunsman and Brianna Guhier (collectively, "Plaintiffs") hereby move this Court, pursuant to California
5 Code of Civil Procedures section 382, for entry of the proposed Order submitted herewith: (1)
6 provisionally certifying the settlement class; (2) preliminarily approving the class action settlement; (3)
7 directing distribution of notice of settlement to the class; (4) appointing Plaintiffs' Gaines and Gaines &
8 Gaines APLC and ShortLegal, APC as class counsel and the named Plaintiffs as class representatives;
9 and (5) setting a final approval hearing.


10 This Motion is supported by the following documents filed concurrently herewith: Memorandum
11 of Points and Authorities in Support of Motion for Order (1) provisionally certifying the settlement class;
12 (2) preliminarily approving the class action settlement; (3) directing distribution of notice of settlement to
13 the class; (4) appointing Gaines & Gaines APLC and ShortLegal, APC as class counsel and the named
14 Plaintiffs as class representatives; and (5) setting a final approval hearing.

15 This motion is based on this Notice, Plaintiffs' accompanying Memorandum of Points and
16 Authorities, the accompanying declarations of Daniel F. Gaines and Brian R. Short, Esq. and exhibits
17 hereto including the Class Action Settlement and Compromise Agreement and the Class Notice, and the
18 pleadings, records and files in this action and such argument and evidence which may be presented at or
19 before the hearing.

20 Dated: August 8, 2019

Gaines & Gaines, APLC
By: 
DANIEL F. GAINES
EVAN S. GAINES
Attorneys for Plaintiff RANDY KUNSMAN

24 Dated: August 8, 2019

ShortLegal, APC

By: _____
BRIAN R. SHORT
DOROTA A. JAMES
Attorneys for Plaintiff BRIANNA GUHIER