

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

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Brian R. Short (SBN 236140)
Email: Brian@ShortLegal.com
Dorota A. James (SBN 309933)
Email: Dorota@ShortLegal.com
SHORTLEGAL, APC
350 10th Ave., Suite 1000
San Diego, California 92101
Telephone: 619.272.0720
Facsimile: 619.839.3129

Attorneys for Plaintiff Lila Burns
Attorneys Continued on Following Pages

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF SACRAMENTO

LILA BURNS, Individually and on behalf of
all similarly-situated employees of Defendants
in the State of California,

Plaintiffs,

v.

DRIVELINE RETAIL MERCHANDISING,
INC., a Corporation, and DOES 1 through 50,
inclusive,

Defendants.

Case No.: 34-2018-00246691

Unlimited Civil - Amount Demanded
Exceeds \$25,000.00

**PLANTIFF LILA BURNS’S NOTICE OF
MOTION AND MOTION FOR AN 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**

IMAGED FILE

CLASS ACTION [CCP § 382]

Date: October 17, 2019
Time: 2:00 p.m.
Judge: David I. Brown
Dept.: 53

Trial Date: None set
Complaint filed: December 17, 2018

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

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Kira M. Rubel (SBN No. 253970)
LAW OFFICE OF KIRA M. RUBEL, PLLC
krubel@kmrlawfirm.com
3615 Harborview Drive, Suite C
Gig Harbor, WA 98332-2129
Telephone: 800.836.6531
Facsimile: 206.238.1694

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

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

4 **PLEASE TAKE NOTICE THAT** on October 17, 2019, at 2:00 p.m. in Department 53 of the
5 Gordon D. Schaber Sacramento Courthouse located at 720 9th Street, Sacramento CA 95814, Plaintiff
6 Lila Burns (“Plaintiff”) hereby moves this Court, pursuant to California Code of Civil Procedures section
7 382, for entry of the proposed Order submitted herewith: (1) provisionally certifying the settlement class;
8 (2) preliminarily approving the class action settlement; (3) directing distribution of notice of settlement to
9 the class; (4) appointing ShortLegal, APC and Law Office of Kira M. Rubel, PLLC as class counsel and
10 the named Plaintiff as class representatives; and (5) setting a final approval hearing.

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

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

21 Dated: September 23, 2019

ShortLegal, APC



23 By:

24 BRIAN R. SHORT, ESQ.
25 DOROTA JAMES, ESQ.