

**COPY**

**FILED**  
SUPERIOR COURT OF CALIFORNIA  
COUNTY OF SAN BERNARDINO  
SAN BERNARDINO DISTRICT

**MAY 02 2023**

BY Ar. R.  
ARADELSI RIZO, DEPUTY

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individually and on behalf of all others similarly situated.

**SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF SAN BERNARDINO**

ANTHONY ROBLES and DAVID  
CHAVEZ, individually and on behalf  
of all others similarly situated,

Plaintiffs,

vs.

PEPSICO BEVERAGE SALES, LLC;  
BOTTLING GROUP, LLC; CB  
MANUFACTURING COMPANY,  
INC.; and DOES 1 through 20,  
inclusive,

Defendants.

Case No. CIVSB2204715

Assigned for all purposes to:  
Hon. David Cohn  
Dept. S26

**PLAINTIFF'S NOTICE OF MOTION AND MOTION  
FOR PRELIMINARY APPROVAL OF CLASS AND  
REPRESENTATIVE ACTION SETTLEMENT**

Date: June 12, 2023  
Time: 10:00 a.m.

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8 individually, and on behalf of all other similarly  
9 situated current and former employees of Defendants

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16 Attorneys for Defendants PepsiCo Beverage Sales,  
17 LLC, Bottling Group, LLC, and CB Manufacturing  
18 Company, Inc.

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

2 PLEASE TAKE NOTICE that on June 12, 2023 at 10:00 a.m., or as soon thereafter as the matter  
3 may be heard in Department S26 of the above-entitled Court located at 247 W. Third Street, San  
4 Bernardino, California 92415, Plaintiff Anthony Robles and Plaintiff David Chavez (“Plaintiffs”) will  
5 and hereby do move this Court for an Order:

- 6 1. Granting preliminary approval of the proposed Joint Stipulation of Settlement (“Settlement  
7 Agreement” or “Agreement”);
- 8 2. Conditionally certifying the proposed Class for settlement purposes only;
- 9 3. Appointing Plaintiff Anthony Robles and Plaintiff David Chavez as the Class  
10 Representatives;
- 11 4. Appointing Aegis Law Firm, PC and Rastegar Law Group, APC as Class Counsel;
- 12 5. Appointing Phoenix Class Action Administration Solutions as the Settlement Administrator  
13 and authorizing Phoenix Class Action Administration Solutions to send notice of the  
14 Settlement to the Class Members; and
- 15 6. Setting a final approval hearing date.

16 Pursuant to California Rules of Court 3.769(d) and (e), the Motion is made on the grounds that the  
17 proposed Settlement Agreement satisfies all criteria for preliminary approval under California law and  
18 falls well within the range of reasonableness; the Agreement was reached through informed, arms-  
19 length bargaining between experienced attorneys, and Plaintiffs and Class Counsel will fairly and  
20 adequately represent the Class Members.

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1 The Motion is based on this Notice of Motion, Plaintiffs' Motion for Preliminary Approval of  
2 Class Action Settlement, the Declaration of Namrata Kaur and Farzad Rastegar, and on all records and  
3 documents on file, together with such oral and documentary evidence that may be presented at the  
4 hearing on this matter.

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6 Dated: May 1, 2023

**AEGIS LAW FIRM, PC**

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8 By: Namrata Kaur  
9 Namrata Kaur  
10 Attorneys for Plaintiff Anthony Robles  
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