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Interim Class Counsel

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

In Re: Smashburger IP Holder, LLC, et al.
ALL CASES

Lead Case No. LA CV19-00993-JAK
(JEMx)

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

Date: July 12, 2021
Time: 8:30 a.m.
Courtroom: 10B

Hon. John A. Kronstadt

TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

PLEASE TAKE NOTICE THAT on July 12, 2021 at 8:30 a.m., or as soon thereafter as the matter may be heard by the above-captioned Court, located at the First Street Courthouse, 350 W First Street, Courtroom 10B, Los Angeles, CA 90012, in the courtroom of the Honorable John A. Kronstadt, Plaintiffs Andre Galvan, Lucinda Lopez, Thu Thuy Nguyen, Robert Meyer, and Jamelia Harris will and hereby do move, pursuant to Fed. R. Civ. P. 23(e), for the Court to: (i) grant preliminary approval of the proposed Stipulation for Class Action Settlement (“Settlement Agreement”); (ii) provisionally certify the Settlement Class for the purposes of preliminary approval, designate Plaintiffs as the Class Representatives, and appoint Bursor & Fisher, P.A. as Lead Plaintiffs’ Counsel for the Settlement Class; (iii) establish procedures for giving notice to members of the Settlement Class; (iv) approve forms of notice to Settlement Class Members; (v) mandate procedures and deadlines for exclusion requests and objections; and (vi) set a date, time, and place for a final approval hearing.

This motion is made on the grounds that preliminary approval of the proposed class action settlement is proper, given that each requirement of Rule 23(e) has been met.

This motion is based on the attached Memorandum of Points and Authorities, the accompanying Declarations of L. Timothy Fisher and Jeanne Finegan, the pleadings and papers on file herein, and any other written and oral arguments that may be presented to the Court.

This motion is made following the conference of counsel pursuant to Local Rule 7-3 which took place on February 23, 2021.

Dated: March 1, 2021

BURSOR & FISHER, P.A.

By: /s/ L. Timothy Fisher
L. Timothy Fisher

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