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23 *TOSHIBA GLOBAL COMMERCE*
24 *SOLUTIONS, INC.*

25 UNITED STATES DISTRICT COURT
26 CENTRAL DISTRICT OF CALIFORNIA

27 KYLE MCDANIEL, RIKKI
28 MCDANIEL, JON WILLIAMS, and
MOJDEH WILLIAMS, on behalf of
themselves and all similarly situated
individuals,

Plaintiffs,

v.

Case No.: 8:24-cv-01772-FWS-ADS

**JOINT NOTICE OF CLASS
ACTION SETTLEMENT AND
REQUEST TO VACATE
DEADLINES PENDING THE
FILING OF A MOTION FOR
PRELIMINARY APPROVAL**

1
2 TOSHIBA GLOBAL COMMERCE
3 SOLUTIONS and TOSHIBA
4 AMERICA BUSINESS SOLUTIONS,
INC.,

5 Defendants.
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Assigned to the Hon. Fred W. Slaughter

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**TO THE COURT, AND ALL PARTIES AND THEIR COUNSEL OF
RECORD:**

Plaintiffs Kyle McDaniel, Rikki McDaniel, Jon Williams, and Mojdeh Williams, on behalf of themselves and all others similarly situated (“Plaintiffs”), and Defendant Toshiba Global Commerce Solutions, Inc.¹ (“Defendant” and, together with the Plaintiffs, the “Parties”), hereby advise the Court that the Parties have reached an agreement in principle to settle the instant case on a class-wide basis. The Parties are currently drafting the formal settlement agreement and motion for preliminary approval of the settlement, and anticipate filing settlement approval documents pursuant to Fed. R. Civ. P. 23(e) within sixty (60) days.

Plaintiffs filed the First Amended Class Action Complaint on December 10, 2024. (ECF No. 17.) Defendant waived service. (ECF No. 18.) Defendant’s deadline to respond to the First Amended Class Action Complaint is February 18, 2025.

In light of the Parties’ agreement in principle to settle this action, the Parties respectfully request that the Court vacate all pending filing deadlines as to the Parties other than to file a motion for preliminary approval of settlement,

¹ The caption incorrectly identifies Defendant as “Toshiba Global Commerce Solutions.” The correct name is Toshiba Global Commerce Solutions, Inc.

1 including, but not limited to, Defendant's deadline to answer, move, or otherwise
2 respond to the First Amended Class Action Complaint.
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5 Respectfully submitted,

6 Dated: February 14, 2025

WILLENKEN LLP

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8 By: /s/ Eileen Ahern

9 Eileen Ahern

10 *Attorneys for Defendant*

11 *TOSHIBA GLOBAL COMMERCE*
12 *SOLUTIONS, INC.*

13 Dated: February 14, 2025

FEDERMAN & SHERWOOD

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15 By: /s/ Kennedy M. Brian

16 Kennedy M. Brian

17 *(admitted pro hac vice)*

18 *Attorneys for Plaintiffs*

19 *KYLE MCDANIEL, RIKKI MCDANIEL,*
20 *JON WILLIAMS, and MOJDEH*
21 *WILLIAMS*
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SIGNATURE ATTESTATION

I, Eileen Ahern, attest that all other signatories listed, and on whose behalf the filing is submitted, concur in the filing's content and have authorized the e-filing of the foregoing document in compliance with Local Rule 5-4.3.4.

Dated: February 14, 2025

WILLENKEN LLP

By: /s/ Eileen Ahern

Eileen Ahern

Attorneys for Defendant

*TOSHIBA GLOBAL COMMERCE
SOLUTIONS, INC.*