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12 Attorneys for Plaintiff JANICE INSIXIENGMAY

13 **UNITED STATES DISTRICT COURT**
14 **FOR THE EASTERN DISTRICT OF CALIFORNIA**

15 JANICE INSIXIENGMAY, individually and)
16 on behalf of all other similarly situated)
17 employees,)

18 Plaintiff,)

19 vs.)

20 HYATT CORPORATION DBA HYATT)
21 REGENCY SACRAMENTO, a Delaware)
22 Corporation; and DOES 1 to 100, inclusive,)

23 Defendants.)

24 **Case No. 2:18-cv-02993-TLN-DB**

25 **CLASS ACTION**

26 **PLAINTIFF’S NOTICE OF MOTION AND**
27 **MOTION FOR ATTORNEY’S FEES AND**
28 **COSTS, REPRESENTATIVE**
ENHANCEMENT, AND SETTLEMENT
ADMINISTRATOR COSTS

Date: September 19, 2024
Time: 2:00 p.m.
Courtroom: 2, 15th Floor
Judge: Hon. Troy L. Nunley
Filed: October 4, 2018
FAC Filed: April 7, 2020
SAC Filed: April 6, 2023
Trial Date: None Set

1 TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

2 PLEASE TAKE NOTICE that at 2:00 p.m. on September 19, 2024, or as soon thereafter as the
3 matter can be heard in Courtroom 2 of the United States District Court for the Eastern District of
4 California, 501 I Street Sacramento, California, 95814, 15th Floor, Plaintiff Janice Insixiengmay, will,
5 and hereby does, move for entry of an Order for the following: 1) awarding Plaintiff's counsel
6 reasonable attorneys' fees of \$103,250.00, plus reimbursement of out-of-pocket litigation costs of
7 \$29,051.07; 2) awarding an Enhancement Payment of \$10,000.00 to Plaintiff Janice Insixiengmay; and
8 3) awarding CPT Group, Inc., \$13,500 for Settlement Administrator Costs.

9 The attorneys' fees Plaintiff seeks—35% of the common fund—would result in a negative
10 multiplier of their lodestar as of May 8, 2024, and may result in a substantially lower multiplier by the
11 time the class settlement is fully implemented as this number does not account for time spent on the
12 final approval motion, or time spent fully and finally implementing the settlement agreements terms
13 through the final disbursement of money and compliance hearings with the Court. The out-of-pocket
14 costs are also documented and reasonably incurred in litigating this case. The Representative
15 Enhancement is supported by the time and effort reasonably expended by Plaintiff in this matter to
16 effectuate a beneficial result for class members. The amounts sought for the fees, costs, Enhancement
17 Payment, and Settlement Administrator Costs are reasonable and warranted under the facts of the case
18 and applicable law.

19 This Motion is made pursuant to Federal Rules of Civil Procedure 23(h), the common fund
20 doctrine, and California law authorizing attorney's fees and costs, representative enhancements, and
21 settlement administrator costs being awarded in class and Private Attorney's General Act settlements.
22 This Motion will be based on the notice of motion, memorandum of points and authorities, declaration
23 of Justin P. Rodriguez, declaration of Kaylie O'Connor, declaration of Plaintiff, submitted exhibits, the
24 record and files of this case, and any further evidence introduced at the hearing of this Motion.

25 Dated: May 9, 2024

Shimoda & Rodriguez, Law PC

26
27 By: /s/ Justin P. Rodriguez
Galen T. Shimoda
Justin P. Rodriguez
Renald Konini
28 Attorneys for Plaintiff