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7 Attorneys for Plaintiff JANICE INSIXIENGMAY on behalf
of herself and similarly situated employees
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10 **UNITED STATES DISTRICT COURT**
11 **FOR THE EASTERN DISTRICT OF CALIFORNIA**

12 JANICE INSIXIENGMAY, individually and
13 on behalf of all other similarly situated
14 employees,

15 Plaintiff,

16 vs.

17 HYATT CORPORATION DBA HYATT
18 REGENCY SACRAMENTO, a Delaware
19 Corporation; and DOES 1 to 100, inclusive,
20 Defendants.

Case No. 2:18-cv-02993-TLN-SCR

CLASS ACTION

**PLAINTIFF’S NOTICE OF MOTION AND
MOTION FOR FINAL APPROVAL OF CLASS
ACTION AND PAGA SETTLEMENT**

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 on September 19, 2024, at 2:00 p.m., or as soon thereafter as the
3 matter may be heard in Department 2, 15th Floor of the above-entitled Court, Plaintiff Janice
4 Insixiengmay, individually and on behalf of all other similarly situated individuals, will, and hereby
5 does, move for entry of an Order for the following:

- 6 1. Certifying the proposed class herein for purposes of settlement;
- 7 2. Appointing Plaintiff Janice Insixiengmay as class representative for purposes of settlement;
- 8 3. Appointing Shimoda & Rodriguez Law, PC, as Class Counsel for purposes of settlement;
- 9 4. Approving the proposed class action and Private Attorneys General Act settlement, in the
10 amount of \$295,000, which is incorporated herein by reference;
- 11 5. Approving the settlement of claims under the Private Attorneys General Act for the total
12 amount of \$10,000, 75% of which will be paid to the Labor and Workforce Development
13 Agency and 25% of which will be paid to Aggrieved Employees;
- 14 6. Directing that any amount from settlement checks that are not cashed by the check cashing
15 deadline be donated equally, *i.e.*, 50/50, to Capital Pro Bono, Inc., and the Center for
16 Workers Rights under the doctrine of *cy pres*; and
- 17 7. Approving and adopting the Proposed Order and its implementation schedule, which is filed
18 herewith and incorporated by reference.

19 This Motion is being made pursuant to Federal Rule of Civil Procedure 23 and California Labor
20 Code section 2699(l), on the grounds that the preliminarily approved class action and Private Attorneys
21 General Act settlement is fair, reasonable, and adequate as to all Class Members and should be given
22 final approval by the Court. This Motion will be based on the notice of motion, memorandum of points
23 and authorities, the Declaration of Justin P. Rodriguez, the Declaration of Janice Insixiengmay,
24 Declaration of Kaylie O'Connor, exhibits, the record and files of this case, and any further oral or
25 documentary evidence introduced at the hearing of this Motion.

1 Dated: August 15, 2024

Shimoda & Rodriguez Law, PC

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3 By: /s/ Justin P. Rodriguez

4 Galen T. Shimoda
5 Justin P. Rodriguez
6 Renald Konini
7 Attorneys for Plaintiff
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