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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

DJENEBA SIDIBE, JERRY JANKOWSKI, SUSAN  
HANSEN, DAVID HERMAN, OPTIMUM  
GRAPHICS, INC., and JOHNSON POOL & SPA,  
on Behalf of Themselves and All Others Similarly  
Situating,

Plaintiffs,

vs.

SUTTER HEALTH,

Defendant.

Case No. 3:12-cv-4854-LB

**PLAINTIFFS' NOTICE OF MOTION  
FOR PRELIMINARY APPROVAL OF  
CLASS ACTION SETTLEMENT  
AGREEMENT**

Date: May 22, 2025  
Time: 9:30am  
Courtroom: B, 15<sup>th</sup> Floor  
Judge: The Honorable Laurel Beeler

1           **PLEASE TAKE NOTICE** that on May 22, 2025 or on such date and time as may be set  
 2 by the Court, Plaintiffs Djeneba Sidibe, Jerry Jankowski, Susan Hansen, David Herman, Optimum  
 3 Graphics, Inc., and Johnson Pool & Spa on behalf of themselves and the classes certified in this  
 4 action (collectively, “Plaintiffs”) by and through below-signed counsel, will and hereby do move  
 5 before the Hon. Laurel Beeler for preliminary approval of the Class Action Settlement Agreement  
 6 they have reached with Defendant Sutter Health. For the reasons set forth in the accompanying  
 7 Memorandum In Support of their Motion, and Defendant Sutter Health having agreed to the  
 8 executed Settlement Agreement attached to the supporting Declaration of Jean Kim dated April  
 9 25, 2025, Plaintiffs hereby move the Court to:

- 10           • Order preliminary approval of the Class Action Settlement Agreement as fair,  
 11           reasonable, and adequate within the meaning of Federal Rule of Civil Procedure  
 12           23(e) and applicable law;
- 13           • Approve the Notice Plan and proposed Plan of Distribution, and order notice of the  
 14           Settlement and proposed Distribution Plan to Class Members;
- 15           • Authorize retention of JND Legal Administration, LLC as Claims Administrator;
- 16           • Set the date and time of the Final Fairness Hearing for final approval of the  
 17           Settlement Agreement; and
- 18           • Grant such other relief as the Court deems necessary and appropriate.

19           **PLEASE TAKE FURTHER NOTICE** that Plaintiffs shall, in support of the aforesaid  
 20 motion and requested relief, rely upon the Memorandum; the Declaration of Jean Kim dated April  
 21 25, 2025; the Declaration of Jennifer Keough dated April 24, 2025; the Declaration of Daniel  
 22 Boada dated April 25, 2025; the Declaration of Gregory P. Lindstrom dated April 25, 2025; all  
 23 exhibits attached to the aforementioned Declarations; all pleadings and papers on file in this  
 24 action; and any such other matters as the Court may consider.

25 //

26 //

Dated: April 25, 2025

Respectfully submitted,

/s/ Jean Kim

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