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10
11 Attorneys for Plaintiff, ROHINI KUMAR

12 SUPERIOR COURT OF THE STATE OF CALIFORNIA
13 COUNTY OF ALAMEDA

14
15 ROHINI KUMAR, an individual, on behalf of
herself, the general public and those similarly
16 situated,

17 Plaintiff,

18 v.

19 SAFEWAY, INC.; and DOES 1 THROUGH 50,

20 Defendants.
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Case No. RG 14726707

UNLIMITED CIVIL CASE

CLASS ACTION

PLAINTIFF'S NOTICE OF MOTION AND
MOTION FOR FINAL APPROVAL OF
CLASS ACTION SETTLEMENT AND
NOTICE OF APPLICATION FOR
ATTORNEYS' FEES, COSTS AND
INCENTIVE AWARDS

Date: March 16, 2018

Time: 10:00 a.m.

Dept: 21

Judge: Hon. Winifred Y. Smith

Reservation No.: R-1904127

1 **TO THE COURT AND TO DEFENDANT SAFEWAY INC. AND ITS ATTORNEYS OF**
2 **RECORD:**

3 **PLEASE TAKE NOTICE** that on March 16, 2018, at 10:00 a.m., in Department 21 of
4 the above-entitled court, located at Administration Building, 1221 Oak Street, Oakland, CA
5 94612, Plaintiff Rohini Kumar will and hereby does move for an order:

6 (1) Final approval of the settlement of this class action as set forth in the class action
7 Amended Settlement Agreement dated on or about September 20, 2017 (“Settlement Agreement”
8 or “Agreement”);

9 (2) Final certification of the proposed Settlement Class as defined in the Settlement
10 Agreement;

11 (3) Entry of final judgment;

12 (4) An award of \$1,425,000 in attorneys’ fees and in expenses; and

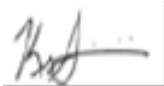
13 (5) An incentive award of \$6,490 for Plaintiff Rohini Kumar.

14 This Motion is based on this notice, Plaintiff’s Memorandum of Points and Authorities In
15 Support of Final Approval of Settlement Agreement, Plaintiff’s Memorandum of Points and
16 Authorities In Support of Final Approval of the Application for Attorneys’ Fees, Costs and
17 Incentive Award, the Declarations of Adam Gutride and Hassan Zavareei in Support of Motion
18 for Final Approval of Class Action Settlement and Application for Attorneys’ Fees, Costs, and
19 Incentive Award, the Declaration of H. Jake Hack Regarding Notice and Settlement
20 Administration, the declarations and exhibits submitted in support of Plaintiff’s Motion for
21 Preliminary Approval, and the pleadings and papers on file in this action and any other matter of
22 which this Court may take notice.

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Dated: February 2, 2018

Respectfully submitted,



GUTRIDE SAFIER LLP
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1 **PROOF OF SERVICE**

2 I, Kristen Simplicio, hereby declare the following:

3 My business address is 100 Pine Street, Suite 1250, San Francisco, California. I am employed in
4 the County of San Francisco. I am over the age of 18 years and not a party to the within cause.

5 On February 2, 2018 I served the following documents:

6 PLAINTIFF’S NOTICE OF MOTION AND MOTION FOR FINAL APPROVAL OF CLASS
7 ACTION SETTLEMENT AND NOTICE OF APPLICATION FOR ATTORNEYS’ FEES,
8 COSTS AND INCENTIVE AWARDS

9 PLAINTIFF’S MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF
10 MOTION FOR FINAL APPROVAL OF CLASS ACTION SETTLEMENT

11 PLAINTIFF’S MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF
12 APPLICATION FOR ATTORNEYS’ FEES, COSTS AND INCENTIVE AWARDS

13 DECLARATION OF ADAM GUTRIDE

14 DECLARATION OF HASSAN ZAVAREEI

15 DECLARATION OF H. JAKE HACK

16 STIPULATION REGARDING FILING OF AMENDED COMPLAINT

17 [X] VIA E-MAIL TO:

18 Jeff Margulies - jeff.margulies@nortonrosefulbright.com
19 Andy Guo – andy.guo@nortonrosefulbright.com,
20 Monica Tapia - monica.tapia@nortonrosefulbright.com
21 Diana Cardenas – Diana.cardenas@nortonrosefulbright.com

22 pursuant to the parties’ e-mail service stipulation.

23 I declare under penalty of perjury under the laws of the State of California that the foregoing is
24 true and correct and that this document was executed on February 2, 2018 at Berkeley, California.

25 

26 _____
27 Kristen Simplicio, Esq.
28 100 Pine Street, Suite 1250
San Francisco, California 94111