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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

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

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

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

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Dated: April 25, 2025

Respectfully submitted,

/s/ Jean Kim

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