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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
Situated,

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, 15th 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.

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Dated: April 25, 2025

Respectfully submitted,

/s/ Jean Kim

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