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14
15 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
16 **COUNTY OF LOS ANGELES**

17 DR. DAVID S. MURANSKY, ADRIANA
TIBBETTS, DARRYL TIBBETTS, and
18 KRISTY ZHANG, *individually and on*
behalf of a class of other similarly situated
19 *individuals,*

20 Plaintiffs,

21 v.

22 THE CHEESECAKE FACTORY, INC., and
THE CHEESECAKE FACTORY
23 RESTAURANTS, INC. d/b/a THE
CHEESECAKE FACTORY,

24 Defendants

25 v.

26 GSK Software USA, Inc.

27 Third-Party Defendant.
28

Case No. 19STCV43875

**NOTICE OF CONTINUED HEARING
ON MOTION FOR FINAL APPROVAL
OF CLASS ACTION SETTLEMENT**

Continued Hearing Date:

DATE: August 23, 2022

TIME: 10:00 a.m.

DEPT: 11

HON. DAVID S. CUNNINGHAM III

1 **TO ALL PARTIES AND THEIR COUNSEL OF RECORD:**

2 **PLEASE TAKE NOTICE THAT** Plaintiffs, Dr. David S. Muransky, Adriana Tibbetts, Darryl
3 Tibbetts, and Kristy Zhang (collectively, “Plaintiffs”), hereby file this Notice of Continued
4 Hearing on Motion for Final Approval of Class Action Settlement.

5 On May 20, 2022, at 11:00 a.m. Plaintiffs, through counsel, appeared at the Hearing on
6 Motion for Final Approval of Settlement / Fairness Hearing; and Order to Show Cause Re: Pro
7 Hac Vice Renewal of Bret L. Lusskin and Keith J. Keogh before the Honorable David S.
8 Cunningham III.

9 The Court read and considered the moving documents for the Motion for Final Approval
10 filed on April 20, 2022, and the Declaration of Abbas Kazerounian in Response to Order to Show
11 Cause Re: Pro Hac Vice Renewal of Bret L. Lusskin and Keith J. Keogh filed on May 13, 2022.

12 The Order to Show Cause Re: Pro Hac Vice Renewal of Bret L. Lusskin and Keith J. Keogh
13 was discharged.

14 After reading and considering all moving documents and conferring with counsel, the
15 Court continued the Hearing on the Motion for Final Approval of Settlement / Fairness Hearing to
16 **August 23, 2022 at 10:00 a.m.** in Department 11 at the Spring Street Courthouse. Plaintiffs were
17 ordered to give notice.

18 The Court’s May 20, 2022 Minute Order is attached hereto as **Exhibit A.**

19 Dated: May 23, 2022

20 Respectfully submitted,

21 By:  .
22 _____
23 Abbas Kazerounian, Esq.
24 *Attorneys for Plaintiff*

EXHIBIT A

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

Civil Division

Central District, Spring Street Courthouse, Department 11

19STCV43875

**DAVID S. MURANSKY, et al. vs THE CHEESECAKE
FACTORY, INC., et al.**

May 20, 2022

11:00 AM

Judge: Honorable David S. Cunningham III

CSR: None

Judicial Assistant: T. Lewis

ERM: None

Courtroom Assistant: C. Concepcion

Deputy Sheriff: None

APPEARANCES:

For Plaintiff(s): Keith J. Keogh via LACC

For Defendant(s): Rick L. Shackelford via LACC

NATURE OF PROCEEDINGS: Hearing on Motion for Final Approval of Settlement / Fairness Hearing; Order to Show Cause Re: Pro Hac Vice Renewal of Bret L. Lusskin and Keith J. Keogh

The matters are called for hearing.

The Court has read and considered the moving documents for Motion for Final Approval filed on 04/20/2022 and the Declaration of Abbas Kazerounian in Response to Order to Show Cause Re: Pro Hac Vice Renewal of Bret L. Lusskin and Keith J. Keogh filed on 05/13/2022.

The Order to Show Cause Re: Pro Hac Vice Renewal of Bret L. Lusskin and Keith J. Keogh is discharged.

After reading and considering all moving documents, and conferring with counsel for plaintiff and defendant the Court sets the following:

On the Court's own motion, the Hearing on Motion for Final Approval of Settlement / Fairness Hearing scheduled for 05/20/2022 is continued to 08/23/22 at 10:00 AM in Department 11 at Spring Street Courthouse.

Plaintiff is to give notice.

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23 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
24 **COUNTY OF LOS ANGELES**

25 DR. DAVID S. MURANSKY, ADRIANA
26 TIBBETTS, DARRYL TIBBETTS, and
27 KRISTY ZHANG, *individually and on*
28 *behalf of a class of other similarly situated*
individuals,

Plaintiffs,

v.

THE CHEESECAKE FACTORY, INC., and
THE CHEESECAKE FACTORY
RESTAURANTS, INC. d/b/a THE
CHEESECAKE FACTORY,

Defendants.

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Case No. 19STCV43875

PROOF OF SERVICE

1 **PROOF OF SERVICE**

2 I am a resident of the State of California, over the age of eighteen years, and not a party to the
3 within action. My business address is Kazerouni Law Group, APC, 245 Fischer Ave., Unit D1,
4 Costa Mesa, CA 92626. On May 23, 2022, I served the within document(s):

5 **NOTICE OF CONTINUED HEARING ON MOTION FOR FINAL APPROVAL
6 OF CLASS ACTION SETTLEMENT; EXHIBIT A**

- 7 CASEANYWHERE - by transmitting electronically via CaseAnywhere the
8 document(s) listed as counsel of record for Defendant on this date before 11:59 p.m.
9 pursuant to an agreement of the parties and/or Court order.

10 Rick L. Shackelford, Esq.
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15 Geoffrey T. Tong, Esq.
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21 I am readily familiar with the firm's practice of collection and processing correspondence
22 for mailing. Under that practice, it would be deposited with the U.S. Postal Service on that same
23 day with postage thereon fully prepaid in the ordinary course of business. I am aware that on
24 motion of the party served, service is presumed invalid if postal cancellation date or postage meter
25 date is more than one day after date of deposit for mailing in affidavit.

26 I declare under penalty of perjury under the laws of the State of California that the above
27 is true and correct. Executed on May 23, 2022, at Costa Mesa, California.

28 
PAMELA E. PRESCOTT