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Attorneys for Plaintiff,
DAVID MACHLAN

SUPERIOR COURT OF CALIFORNIA

SAN FRANCISCO

DAVID MACHLAN, an individual, on behalf
of himself, the general public and those
similarly situated,

Plaintiff,

v.

THE PROCTER & GAMBLE COMPANY;
NEHEMIAH MANUFACTURING
COMPANY LLC,

Defendants.

Case No. CGC 14-538168

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 29, 2017

Time: 9:30 a.m.

Department: 305

Honorable Judge Mary Wiss

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TO DEFENDANTS AND TO THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that on March 29, 2017, at 9:30 a.m., in Department 305 of the above-entitled court, located at 400 McAllister Street, San Francisco, California 95102, Plaintiff will, and does, move for the following:


- (1) Final approval of the settlement of this class action as set forth in the class action Amended Settlement Agreement dated on or about December 7, 2016 (“Settlement Agreement” or “Agreement”);
- (2) Final certification of the proposed Settlement Class as defined in the Settlement Agreement;
- (3) Entry of final judgment;
- (4) An award of \$650,000 in attorneys’ fees and in expenses; and
- (5) An incentive award of \$5,000 for Plaintiff David Machlan.

This Motion is based on this notice, Plaintiff’s Memorandum of Points and Authorities In Support of Final Approval of Settlement Agreement, Plaintiff’s Memorandum of Points and Authorities In Support of Final Approval of the Application for Attorneys’ Fees, Costs and Incentive Award, the Declaration of Adam Gutride in Support of Motion for Final Approval of Class Action Settlement and Application for Attorneys’ Fees, Costs, and Incentive Award, the Declaration of Mark Rapazzini Regarding Notice and Settlement Administration, the declarations and exhibits submitted in support of Plaintiff’s Motion for Preliminary Approval, and the pleadings and papers on file in this action and any other matter of which this Court may take notice.

Respectfully submitted,

DATED: February 15, 2017

GUTRIDE SAFIER LLP

By: 
 Adam Gutride
 Seth A. Safier
 Kristen G. Simpicio

Attorneys for Plaintiff, David Machlan

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PROOF OF SERVICE

I, Kristen Simplicio, declare:

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

On February 15, 2017, I served the following documents:

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;

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

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

DECLARATION OF MARK RAPAZZINI REGARDING NOTICE AND SETTLEMENT ADMINISTRATION; AND

DECLARATION OF ADAM GUTRIDE IN SUPPORT OF MOTION FOR FINAL APPROVAL OF CLASS ACTION SETTLEMENT AND APPLICATION FOR ATTORNEYS’ FEES, COSTS AND INCENTIVE AWARDS

on the following person(s) in this action by placing a true copy thereof as follows:

EMILY HENN
CORTLIN LANNIN
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ehenn@cov.com
clannin@cov.com

William C. Wilka
Dudnick Detwiler Rivin & Stikker LLP
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BY ELECTRONIC FILING. I caused said documents to be transmitted via File&Serve Express to the above email addresses.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this document was executed on February 15, 2017, at San Francisco, California.



Kristen Simplicio