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13 **SUPERIOR COURT FOR THE STATE OF CALIFORNIA**
14 **FOR THE COUNTY OF CONTRA COSTA**

15 NATHAN COZZITORTO, et al.;

16 Plaintiffs,

17 vs.

18 AMERICAN AUTOMOBILE
19 ASSOCIATION OF NORTHERN
CALIFORNIA, NEVADA & UTAH, et al.
20 Defendants.

Case No. C13-02656

**PLAINTIFFS' NOTICE OF MOTION
AND MOTION FOR FINAL APPROVAL
OF SETTLEMENT AND ENTRY OF
JUDGMENT**

Hearing Date: May 9, 2019

Time: 9:00 a.m.

Judge: Hon. Edward G. Weil

Department: 39

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23 **AND RELATED CROSS-ACTION.**
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1 **TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

2 PLEASE TAKE NOTICE that on May 9, 2019, at 9:00 a.m., or as soon thereafter as the
3 matter may be heard, before the Honorable Edward G. Weil, Department 39 of the Contra Costa
4 Superior Court, 725 Court Street, Martinez, California 94553, Plaintiffs Nathan Cozzitorto, Rena
5 Cozzitorto, Michael Cozzitorto, Sr., and Cozz's Auto Body & Service, Inc. will and hereby do
6 move the Court for an order granting final approval of the Settlement and Release of Claims (the
7 "Settlement"),¹ thereby resolving the pending claims brought in this class action (the "Action")
8 against Defendants American Automobile Association of Northern California, Nevada, and Utah
9 ("AAA NCNU") as well as entry of final judgment in this Action.

10 The proposed relief is set forth in the [Proposed] Order Granting Final Approval and
11 Settlement and in the [Proposed] Judgment, filed herewith.²

12 The Motion is based on this Notice of Motion and Motion, the accompanying Memorandum
13 of Points and Authorities, the Declaration of Stephanie D. Biehl and its exhibits, the Declaration of
14 Amanda Sternberg, all supporting papers and the record of the Action, and any such additional
15 evidence or argument as may be presented to the Court at or before the hearing of this matter.

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17 Dated: April 17, 2019

SHER EDLING LLP

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19 By:  _____

STEPHANIE D. BIEHL

Class Counsel

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¹ A copy of the Settlement is attached as Exhibit 1 to the Biehl Declaration, filed herewith.

27 ² Plaintiffs have filed a separate notice of motion and motion for attorneys' fees, expenses, and
28 service awards, and the relief requested therein is incorporated into the [Proposed] ordered filed
herewith.