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13 *Attorneys for Plaintiff*  
14 *DAVID GREENLEY AND THE*  
15 *PUTATIVE CLASS*

16 UNITED STATES DISTRICT COURT  
17 FOR THE SOUTHERN DISTRICT OF CALIFORNIA

18 DAVID GREENLEY, individually and on  
19 behalf of others similarly situated,

20 Plaintiffs,

21 v.

22 MAYFLOWER TRANSIT, LLC,

23 Defendant.

CASE NO. 21cv339-WQH-MDD

[Judge: Hon. William Q. Hayes]

**NOTICE OF MOTION AND MOTION  
FOR FINAL APPROVAL OF CLASS  
ACTION SETTLEMENT**

Date Action Filed: February 25, 2021  
Date: August 4, 2022 at 10:30 a.m.  
Courtroom: 14B

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

25 **PLEASE TAKE NOTICE THAT**, pursuant to Fed. R. Civ. P. Rule 23(b)(2)  
26 and 23(b)(3) Plaintiff David Greenley, will, and hereby does, move this Court, on  
27 August 4, 2022, for an order granting Final Approval of the Settlement reached herein  
28 and for related relief as specified in the Motion for (1) attorney fees, (2) reimbursement  
of litigation expenses; (3) reimbursement of settlement administration fees, and (4)

1 approval of service award to named class representative Plaintiff David Greenley to be  
2 heard concurrently herewith.

3 This Motion is based on the grounds that (1) a class exists and (2) the  
4 “proposed settlement is fundamentally fair, adequate, and reasonable.” *Staton v.*  
5 *Boeing, Co.*, 327 F. 3d 938, 952 (9th Cir. 2003).

6 This motion is made following the conference of counsel that took place on and  
7 after October 26, 2021.

8 This Motion will be based on (1) this Notice of Motion, (2) the Memorandum of  
9 Points and Authorities, (3) the Declaration of David Greenley, (4) the Declaration of  
10 Joshua B. Swigart, and (4) the Declaration of Peter F. Barry, all filed concurrently  
11 herewith and upon all facts and authorities which may be presented to the court in  
12 connection with this motion.

13 Defendant Mayflower Transit, LLC does NOT oppose this Motion.

14 Please take further Notice that there will be no oral argument unless requested  
15 by the court

16 Date: May 2, 2022

**SWIGART LAW GROUP, APC**  
By:                   /s/ Joshua B. Swigart  
Joshua B. Swigart

**THE BARRY LAW OFFICE, LTD**

By:           /s/Peter F. Barry                    
Peter F. Barry

Attorneys for Plaintiff