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9 *Attorneys for Plaintiff and the Class*

10 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
11 **FOR THE COUNTY OF ALAMEDA**

13 AARON ASELTINE and JOHN DUNDON,  
14 on behalf of themselves and all others  
similarly situated,

15 Plaintiffs,

16 v.

17 CHIPOTLE MEXICAN GRILL, INC.,

18 Defendant.

Case No. RG21088118  
Assigned for All Purposes to:  
Hon. Evelio Grillo  
Dept. 21

CLASS ACTION

**NOTICE OF MOTION AND UNOPPOSED  
MOTION FOR ATTORNEYS' FEES,  
COSTS, AND SERVICE AWARDS**

**[Ex Parte Application to Exceed Page Limits;  
[Proposed] Order; Memorandum of Points  
and Authorities; Declaration of Jeffrey D.  
Kaliel; Declaration of Cameron R. Azir; and  
[Proposed] Order Filed Concurrently  
herewith]**

Hearing Date: July 21, 2022  
Time: 10:00 a.m.  
Department: 21

Action filed: February 4, 2021  
Trial date: None

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**TO THE COURT, TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

PLEASE TAKE NOTICE that on July 21, 2022, at 10:00 a.m. or as soon thereafter as counsel may be heard by this Court in Department 21, located at the Rene Davidson Courthouse, 1225 Fallon Street, Oakland, California 94612, Plaintiffs Aaron Aseltine and John Dundon will and hereby do move for an order:

- 1. Awarding attorneys' fees in the amount of \$381,637.50 and costs in the amount of \$7,687.50;
- 2. Awarding Class Representatives a service award of \$5,000.00 each.

A Copy of the [Proposed] Order Awarding Attorneys' Fees, Costs and Service Award is being filed concurrently with this Motion.

This Motion is based on this Notice of Unopposed Motion; the Memorandum of Points and Authorities; the Declaration of Jeffrey D. Kaliel; the papers and pleadings on file with the Court; and on such other evidence, information, or material as may be presented to the Court.

Dated: April 25, 2022

**KALIELGOLD PLLC**



By: \_\_\_\_\_

Jeffrey D. Kaliel  
Sophia G. Gold

*Attorneys for Plaintiffs and the Classes*

1 **PROOF OF SERVICE**

2 **STATE OF CALIFORNIA, COUNTY OF ALAMEDA**

3 I am employed in the District of Columbia. I am over the age of 18 and not a party to the  
4 within action. My business address is 1100 15th Street NW, 4<sup>th</sup> Floor, Washington, DC 20005.

5 On **April 25, 2022**, I served the document(s) described as:

6 **NOTICE OF MOTION AND UNOPPOSED MOTION FOR ATTORNEYS’ FEES,**  
7 **COSTS, AND SERVICE AWARDS**

8 on the interested parties in this action by sending [ ] the original [or] [✓] a true copy thereof  
9 [✓] to interested parties as follows [or] [ ] as stated on the attached service list:

10 **DLA PIPER LLP (US)**  
11 ANGELA C. AGRUSA (SBN 131337)  
12 *angela.agrusa@us.dlapiper.com*  
13 SHANNON E. DUDIC (SBN 261135)  
14 *shannon.dudic@us.dlapiper.com*  
15 2000 Avenue of the Stars  
Suite 400 North Tower  
Los Angeles, California 90067-4704

Attorneys for Defendant,  
**CHIPOLTE MEXICAN  
GRILL, INC.**

16 [ ] **BY MAIL (ENCLOSED IN A SEALED ENVELOPE):** I deposited the envelope(s)  
17 for mailing in the ordinary course of business at Los Angeles, California. I am “readily  
18 familiar” with this firm’s practice of collection and processing correspondence for  
mailing. Under that practice, sealed envelopes are deposited with the U.S. Postal  
Service that same day in the ordinary course of business with postage thereon fully  
prepaid at Los Angeles, California.

19 [X] **BY E-MAIL:** I hereby certify that this document was served from Los Angeles,  
20 California, by e-mail delivery on the parties listed herein at their most recent known e-  
mail address or e-mail of record in this action.

21 [ ] **BY FAX:** I hereby certify that this document was served from Los Angeles, California,  
22 by facsimile delivery on the parties listed herein at their most recent fax number of  
record in this action.

23 [ ] **BY PERSONAL SERVICE:** I delivered the document, enclosed in a sealed envelope,  
24 by hand to the offices of the addressee(s) named herein.

25 I declare under penalty of perjury under the laws of the State of California that the  
26 foregoing is true and correct. Executed this **April 25, 2022**, at Los Angeles, California.

27 NEVA R. GARCIA

  
28 \_\_\_\_\_  
Signature