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– and –

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10 Lead Counsel for Plaintiffs

11 [Additional counsel appear on signature page.]

12 SUPERIOR COURT OF THE STATE OF CALIFORNIA

13 COUNTY OF SAN FRANCISCO

14 BEAVER COUNTY EMPLOYEES)	Lead Case No. CGC-14-538355
15 RETIREMENT FUND, et al., Individually and)	(Consolidated with No. CGC-14-539008)
on Behalf of All Others Similarly Situated,)	
16)	<u>CLASS ACTION</u>
Plaintiffs,)	
17)	Assigned to: Judge A.C. Massullo
vs.)	
18)	NOTICE OF MOTION AND MOTION FOR:
19 CYAN, INC., et al.,)	(1) FINAL APPROVAL OF CLASS ACTION
20)	SETTLEMENT AND APPROVAL OF PLAN
Defendants.)	OF ALLOCATION; AND (2) AN AWARD OF
)	ATTORNEYS' FEES AND EXPENSES

21 DATE: June 5, 2019
22 TIME: 9:00 a.m.
23 DEPT: 304
DATE ACTION FILED: 04/01/14

1 TO: ALL PARTIES AND THEIR RESPECTIVE COUNSEL OF RECORD

2 PLEASE TAKE NOTICE that on June 5, 2019, at 9:00 a.m., or as soon thereafter as the matter
3 may be heard in Department 304, the Courtroom of the Honorable A.C. Massullo, at the Superior Court
4 of California, County of San Francisco, 400 McAllister Street, San Francisco, California, Plaintiffs, by
5 and through their counsel, will, and hereby do, move for orders and/or judgments: (i) finally approving
6 the settlement of this class action and approving the Plan of Allocation; and (ii) awarding Lead Counsel
7 attorneys' fees of 33-1/3% of the Settlement Fund plus expenses. This motion is based upon Plaintiffs'
8 Memorandum of Points and Authorities in Support of Motion for Final Approval of Class Action
9 Settlement and Approval of Plan of Allocation; Lead Counsel's Memorandum of Points and Authorities
10 in Support of Motion for an Award of Attorneys' Fees and Expenses; the Declaration of Carole K.
11 Sylvester; the Declaration of James I. Jaconette in Support of Application for Award of Attorneys' Fees
12 and Expenses; the Declaration of Ellen Gusikoff Stewart; the previously-filed Declaration of John K.
13 Grant in Support of Motion for Preliminary Approval of Class Action Settlement; the previously-filed
14 Declarations of Bjorn I. Steinholt; the previously-filed Declarations of Michael Joaquin; the Amended
15 Stipulation of Settlement; all other pleadings and matters of record; and such additional evidence or
16 argument as may be presented in support of the motion.

17 Proposed orders will be submitted with Plaintiffs' reply submission after the deadline for
18 objecting has passed.

19 DATED: March 25, 2019

Respectfully submitted,

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s/ Ellen Gusikoff Stewart
ELLEN GUSIKOFF STEWART

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DECLARATION OF SERVICE BY LEXIS FILE AND SERVE XPRESS

I, the undersigned, declare:

1. That declarant is and was, at all times herein mentioned, a citizen of the United States and employed in the City and County of San Diego, over the age of 18 years, and not a party to or interested party in the within action; that declarant’s business address is 655 West Broadway, Suite 1900, San Diego, California 92101.

2. That on March 25, 2019, declarant served the NOTICE OF MOTION AND MOTION FOR: (1) FINAL APPROVAL OF CLASS ACTION SETTLEMENT AND APPROVAL OF PLAN OF ALLOCATION; AND (2) AN AWARD OF ATTORNEYS’ FEES AND EXPENSES by serving electronically via Lexis File & Serve Xpress to the parties listed on the attached Service List.

I declare under penalty of perjury that the foregoing is true and correct. Executed on March 25, 2019, at San Diego, California.



JACLYN STARK

CYAN

Service List - 3/25/2019 (14-0050)

Page 1 of 1

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