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**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

**IN RE BANK OF AMERICA
CALIFORNIA UNEMPLOYMENT
BENEFITS LITIGATION**

Case No. 3:21-md-02992-LAB-MSB

**PLAINTIFFS' NOTICE OF MOTION
AND MOTION FOR
RECONSIDERATION OF
DISMISSAL WITH PREJUDICE OF
UCL CLAIM**

This Document Relates to All Actions

Date: August 28, 2023

Time: 11:30 a.m.

Dept. Courtroom 14A, 14th Fl.

Judge: Hon. Larry Alan Burns

1 TO ALL PARTIES AND TO THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE that on August 28, 2023, at 11:30 a.m. or as soon
3 thereafter as the matter may be heard, in the above-entitled court, located at 333 West
4 Broadway, San Diego, CA 92101, Plaintiffs will and hereby do move this Court for
5 an Order granting Plaintiffs' Motion for Reconsideration of Dismissal with Prejudice
6 of UCL Claim.

7 This Motion is brought pursuant to Rules 59(e) and 60(b) of the Federal Rules
8 of Civil Procedure, Civil Local Rule 7.1(i), and the Court's August 1, 2023 Order
9 Granting Leave to File Motion for Reconsideration (Dkt. 148).

10 This Motion is based upon this Notice of Motion, the supporting Memorandum
11 of Points and Authorities filed herewith, the proposed order, all documents and
12 pleadings on file in this action, and such other argument or evidence as may be
13 presented in reply or at the hearing on this motion.

14
15 Dated: August 7, 2023

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17 By: /s/ Brian Danitz

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21 Dated: August 7, 2023

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23 By: /s/ Michael Rubin

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SIGNATURE CERTIFICATION

Pursuant to Section 2(f)(4) of the Electronic Case Filing Administrative Policies and Procedures Manual, I, Brian Danitz, hereby certify that the content of this document is acceptable to all the signatories herein and that I have obtained counsel's authorization to affix their electronic signatures to this document.

/s/ Brian Danitz

BRIAN DANITZ