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Interim Co-Lead Counsel for Plaintiffs and the Proposed Class

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

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

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

Related Case No. . 3:21-cv-01084-GPC-MSB

**JOINT MOTION FOR
SUBSTITUTION OF COUNSEL
FOR PLAINTIFF BRIAN WIGGINS**

This Document Relates to All Actions

Judge: Hon. Gonzalo P. Curiel
Crtm: 2D (2nd Floor)

Pursuant to Civil Local Rule 7.2 and Civil Local Rule 83.3 f. 2., Plaintiff Brian Wiggins (“Plaintiff Wiggins”) in the Multi-District Litigation captioned *In re: Bank of America California Unemployment Benefits Litigation*, Case No. 3:21-MD-02992-GPC-MSB, Related Case No. 3:21-CV-01084-GPC-MSB through his undersigned counsel, stipulate and jointly move this Court for an order substituting Cotchett, Pitre & McCarthy, LLP as counsel of record in place of James V. Nolan of Gardner, Janes, Nakken, Hugo & Nolan.

I. INTRODUCTION

On February 2, 2021, Plaintiff Wiggins filed his initial case against Defendant Bank of America, N.A. in the U.S. District Court for the Eastern District of California (case no. 2:21-cv-00319-MCE-KJN). At that time, Plaintiff Wiggins’s was represented by James V. Nolan of Gardner, Janes, Nakken, Hugo & Nolan. On June 9, 2021, the Multi-District Litigation ordered Wiggins’s case to be transferred to the U.S. District Court for the Southern District of California and assigned to the Hon. Judge Larry Burns [See Dkt. 12 and 14]. On August 17, 2021, Cotchett, Pitre & McCarthy, LLP, and Altshuler Berzon LLP, Interim Co-Lead Counsel for Plaintiffs and the Proposed Class, filed the Master Consolidated Complaint in the *In Re Bank of America California Unemployment Benefits Litigation* Case No. 3:21-md-02992-LAB-MSB. At that time, Plaintiff Wiggins’s case was consolidated into the *In Re Bank of America California Unemployment Benefits Litigation* and he continued to be represented by James V. Nolan.

At present, due to the professional retirement of James V. Nolan and the firm Gardner, Janes, Nakken, Hugo & Nolan, Plaintiff Wiggins requests to substitute Cotchett, Pitre & McCarthy, LLP as counsel of record.

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II. CONCLUSION

Subject to approval by the court, Plaintiff Brian Wiggins requests to substitute Cotchett, Pitre & McCarthy, LLP as counsel of record in place of James V. Nolan of Gardner, Janes, Nakken, Hugo & Nolan.

COTCHETT, PITRE & McCARTHY, LLP

Dated: August 13, 2024

By: /s/ Brian Danitz

JOSEPH W. COTCHETT
BRIAN DANITZ
KARIN B. SWOPE
ANDREW F. KIRTLEY
VASTI S. MONTIEL

*Interim Co-Lead Counsel for Plaintiffs and
the Proposed Class*

**GARDNER, JANES, NAKKEN, HUGO &
NOLAN LAWYERS**

Dated: August 13, 2024

By: /s/ James V. Nolan

JAMES V. NOLAN
CHRISTOPHER R. HUGO
ROBERT P. NAKKEN
DAVID W. JANES

SIGNATURE ATTESTATION

Pursuant to section 2(f)(4) of the Electronic Case Filing Administrative Policies and Procedures Manual, I, Brian Danitz, attest that the other signatories listed, and on whose behalf this filing is submitted, concur in the filing content and have authorized this filing.

Dated: August 13, 2024

By: /s/ Brian Danitz
Brian Danitz