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

16 HEATHER TURREY, et al.,
17 Plaintiffs,
18 v.
19 VERVENT, INC., etc., et al.,
20 Defendants.

Case No. 3:20-cv-00697-DMS-AHG
CLASS ACTION

**PLAINTIFFS-APPELLEES' NOTICE OF
MOTION AND MOTION FOR
ATTORNEY FEES AND NON-TAXED
EXPENSES ON APPEAL**

Date: October 16, 2026
Time: 1:30 p.m.

District Judge Dana M. Sabraw
Courtroom 13A, 13th Fl. (Carter-Keep)
Magistrate Judge Allison H. Goddard
Chambers Room 3B, (Schwartz)

Complaint Filed: April 10, 2020

BLOOD HURST & O' REARDON, LLP

TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

PLEASE TAKE NOTICE that on **October 16, 2026**, at **1:30 p.m.**, in Courtroom 13A, 13th Floor, 333 West Broadway, San Diego, CA 94101, Plaintiffs-Appellees Heather Turrey, Oliver Fiaty, Jordan Hernandez, and Jeffrey Sazon (“Plaintiffs-Appellees”) will and hereby do move this court for an order awarding attorney fees and nontaxable expenses incurred on appeal.

In accordance with Ninth Circuit rules, Plaintiffs-Appellees’ motion for attorney fees on appeal was filed in the Ninth Circuit Court of Appeal on September 9, 2026. On September 10, 2026, the panel granted Plaintiffs-Appellees’ unopposed request to transfer the fee motion to this Court. (App. Dkt. 64).

This motion is based upon this notice of motion, Plaintiffs-Appellees’ motion for attorney fees and expenses (App. Dkt. 62.1), the declarations of Timothy G. Blood and John J. Grogan (App. Dkt. 62.2, 62.3), and the complete file and record in the Ninth Circuit Court of Appeal regarding the Defendants-Appellants Vervent, Inc., Activate Financial, LLC, and David Johnson’s appeal Nos. 24-3849, 25-2135, 25-2137, 25-3454, and such other evidence and argument as may be presented at or before the hearing on this motion.

For the Court’s and parties’ convenience, Plaintiffs-Appellees’ motion for attorney fees and expenses (App. Dkt. 62.1) and the declarations of Timothy G. Blood and John J. Grogan (App. Dkt. 62.2, 62.3) are attached hereto as **Exhibit A**.

Respectfully submitted,

Dated: September 14, 2026

BLOOD HURST & O’REARDON, LLP
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By: s/ Timothy G. Blood
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CERTIFICATE OF SERVICE

I hereby certify that on September 14, 2026, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the Electronic Mail Notice List.

I certify under penalty of perjury that the foregoing is true and correct. Executed on September 14, 2026.

s/ Timothy G. Blood

TIMOTHY G. BLOOD

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