

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

FRANCESCA ROLON, on behalf of  
herself and all others similarly situated,

Plaintiff,

v.

WYOMING MALL HIBACHI  
RESTAURANT, INC., *et al.*,

Defendants.

Civil Action No.: 3:24-cv-00232-KM

**PLAINTIFF’S UNOPPOSED MOTION TO  
PRELIMINARILY APPROVE CLASS AND COLLECTIVE ACTION  
SETTLEMENT, CERTIFY THE RULE 23 CLASS AND THE FLSA  
COLLECTIVE, APPOINT CLASS COUNSEL, APPROVE PROPOSED  
CLASS NOTICE, AND SCHEDULE A FINAL APPROVAL HEARING**

Plaintiff Francesca Rolon,<sup>1</sup> (“Plaintiff”), by her counsel, Connolly Wells & Gray, LLP (“CWG”), individually and on behalf of the Settlement Class Members, respectfully moves the Court for an order: (1) certifying, for settlement purposes only, the PA Class pursuant to Fed. R. Civ. P. 23(b)(3); (2) certifying, for settlement purposes only, the FLSA Collective; (3) appointing Plaintiff as the class and collective representative and CWG as “Class Counsel”; (4) granting preliminary

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<sup>1</sup> All capitalized terms used in this Motion shall have the meanings ascribed to them in the Settlement Agreement, attached as Exhibit 1 to the contemporaneously filed Declaration of Gerald D. Wells, III.

approval of the proposed settlement set forth in the Settlement Agreement; (5) approving the form and content of, and directing the distribution of, the proposed Class Notice; and (6) setting a date for a Final Approval Hearing within 60 days after entry of a Preliminary Approval Order.<sup>2</sup>

In support of this Motion, Plaintiff submits the accompanying Memorandum of Law, Declaration of Gerald D. Wells III and exhibits thereto.

Dated: February 14, 2025

Respectfully submitted,

**CONNOLLY WELLS & GRAY, LLP**

/s/ Gerald D. Wells III

Gerald D. Wells, III  
Stephen E. Connolly  
101 Lindenwood Drive, Suite 225  
Malvern, PA 19355  
Telephone: 610-822-3700  
Facsimile: 610-822-3800  
gwells@cwglaw.com  
sconnolly@cwglaw.com

***Counsel for Plaintiff and the  
Proposed Classes***

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<sup>2</sup> The Parties request that any hearing be scheduled at such time so as to permit the Parties sufficient time to accomplish each of the requirements set forth in the Settlement Agreement.

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on the 14<sup>th</sup> day of February 2025, a true and correct copy of Plaintiff's Unopposed Motion to Preliminarily Approve Class and Collective Action Settlement, Certify The Rule 23 Class and The FLSA Collective, Appoint Class Counsel, Approve Proposed Class Notice, and Schedule a Final Approval Hearing was filed with the Court utilizing its CM/ECF system, which will send notice of such filing to all counsel of record.

Dated: February 14, 2025

Respectfully submitted,

**CONNOLLY WELLS & GRAY, LLP**

/s/ Gerald D. Wells III

Gerald D. Wells, III

Stephen E. Connolly

101 Lindenwood Drive, Suite 225

Malvern, PA 19355

Telephone: 610-822-3700  
Facsimile: 610-822-3800  
gwells@cwglaw.com  
sconnolly@cwglaw.com

***Counsel for Plaintiff and the  
Proposed Classes***