

1 William L. Marder, Cal Bar No. 170131
POLARIS LAW GROUP, LLP
2 501 San Benito Street, Suite 200
Hollister, California 95023
3 Telephone: 831.531.4214
Facsimile: 831.634.0333
4

Dennis S. Hyun (State Bar No. 224240)
5 HYUN LEGAL, APC
515 S. Figueroa St., Suite 1250
6 Los Angeles, CA 90071
(213) 488-6555
7 (213) 488-6554 facsimile

8 Attorneys for Plaintiff and the Class
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11 SUPERIOR COURT OF THE STATE OF CALIFORNIA
12 FOR THE COUNTY OF SOLANO

13 ARTURO CARDENAS, as an individual
and on behalf of all others similarly
14 situated,

15 Plaintiffs,

16 v.

17 HIGH END DEVELOPMENT, INC., a
California corporation; and DOES 1
18 through 50, inclusive,

19 Defendants.
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CASE NO. FCS054544

[Assigned to the Hon. Stephen Gizzi, Dept. 3]

**[PROPOSED] ORDER GRANTING
PLAINTIFF'S MOTION FOR
PRELIMINARY APPROVAL OF CLASS
ACTION SETTLEMENT**

Date: May 13, 2022
Time: 9:30 a.m.
Dept.: 3

Complaint Filed: March 16, 2020
Trial Date: None Set

1 TO ALL PARTIES AND THEIR RESPECTIVE COUNSEL OF RECORD:

2 Plaintiff Arturo Cardenas' ("Plaintiff") Motion for Preliminary Approval of Class
3 Action Settlement came before this Court, on May 13, 2022, the Honorable Stephen Gizzi,
4 Judge presiding. The Court having considered the papers submitted in support of the
5 application of the parties, HEREBY GRANTS THE MOTION FOR PRELIMINARY
6 APPROVAL OF CLASS ACTION SETTLEMENT AND ORDERS THE FOLLOWING:

- 7 1. The Court grants preliminary approval of the settlement based upon the terms set
8 forth in the Joint Stipulation for Class Action Settlement (hereinafter referred to
9 as "Settlement Agreement") filed herewith. The Settlement appears to be fair,
10 adequate and reasonable to the Class.
- 11 2. The Settlement Agreement falls within the range of reasonableness and appears
12 to be presumptively valid, subject only to any objections that may be raised at
13 the final fairness hearing and final approval by this Court.
- 14 3. A final fairness hearing on the question of whether the proposed Settlement
15 Agreement, attorneys' fees to Class Counsel, the Class Representative's
16 Enhancement Award, and the Settlement Administrator's Costs should be finally
17 approved as fair, reasonable and adequate as to the members of the Class is
18 scheduled in Department 3 on the date and time set forth in the schedule in
19 Paragraph 8 below.
- 20 4. This Court approves, as to form and content, the Notice of Class Action,
21 Settlement ("Class Notice") in the form attached to the Settlement Agreement as
22 Exhibit A. The Court approves the procedure for Class Members to participate
23 in, to opt out of, and to object to, the Settlement as set forth in the Settlement
24 Agreement.
- 25 5. The Court directs the mailing of the Notice of Proposed Class Action Settlement
26 by first class mail to the Class Members in accordance with the schedule set
27 forth below. The Court finds the dates selected for the mailing and distribution
28 of the Class Notice meet the requirements of due process and provide the best

notice practicable under the circumstances and shall constitute due and sufficient notice to all persons entitled thereto.

6. It is hereby ordered that the Settlement Class is preliminarily certified for settlement purposes only, which is defined as: all current and former California employees who received a wage statement from Defendant at any time during the period of time from March 16, 2019, through May 29, 2020.
7. The Court confirms ILYM, Inc. as the Settlement Administrator.
8. The Court orders the following schedule for further proceedings:

a.	Deadline for Defendant to Submit Class List and Data to Settlement Administrator	21 calendar days after Order granting Preliminary Approval
b.	Deadline for Settlement Administrator to Mail the Class Notice	10 calendar days after receipt of Class List and Data information from Defendant
c.	Deadline for Class Members to Postmark Requests for Exclusions	45 calendar days after mailing of the Notice of Class Action Settlement to Class Members
d.	Deadline for Class Members to Postmark Objections to Settlement	45 calendar days after mailing of the Notice of Class Action Settlement to Class Members
e.	Deadline for Class Counsel to file Motion for Final Approval of Settlement and Approval of Attorneys' Fees, Costs, Administration Costs, and	16 Court days before Final Approval Hearing

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	Enhancement Award	
f.	Final Fairness Hearing and Final Approval	 _____ a.m./p.m. on _____, 2022/2023

IT IS SO ORDERED.

Dated: _____

HON. STEPHEN GIZZI
JUDGE OF THE SUPERIOR COURT