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SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF ORANGE

GUSTAVO DIAZ, an individual, on behalf of
the State of California, as a private attorney
general,

PLAINTIFF,

v.

TFORCE FINAL MILE, LLC; BEAVEX,
INC.; TFORCE LOGISTICS, LLC; TFORCE
CRITICAL; and DOES 2 thru 50, inclusive,

DEFENDANTS.

Case No. 30-2021-01209725-CU-OE-CXC

[Case Assigned for All Purposes to Hon.
William Claster in Dept. CX104]

**[PROPOSED] ORDER GRANTING
APPROVAL OF REPRESENTATIVE
ACTION SETTLEMENT AND
ENTERING JUDGMENT**

Date: December 10, 2021

Time: 9:00 a.m.

Dept.: CX104

Complaint Filed: July 9, 2021

Trial Date: None Scheduled

1 **[PROPOSED] ORDER**

2 The Joint Motion for Approval of Representative Action Settlement (the “Motion”) came
3 before this Court, the Honorable William Claster, presiding. The Court, having considered the
4 papers submitted in support of the motion of the parties, **HEREBY ORDERS THE**
5 **FOLLOWING:**

6 Having considered the Parties’ Motion, and all legal authorities and documents submitted
7 in support thereof, including the Parties’ the Settlement and Release (“Settlement Agreement” or
8 “Settlement”), attached to the Ly Declaration as Exhibit “1”, and good cause appearing, IT IS
9 HEREBY ORDERED that the Parties’ Motion is GRANTED, subject to the following findings
10 and orders:

- 11 1. The Court finds the Settlement is fair and reasonable.
- 12 2. The Court approves the Gross Settlement Amount¹ of \$225,000.00
- 13 3. The Court approves the PAGA Counsel’s request for attorney fees of \$67,500.00.
- 14 4. The court approves the PAGA Counsel’s request for reimbursement of case costs
15 in the amount of \$6,477.74
- 16 5. The Court approves a \$2,500.00 enhancement payment to be allocated to the
17 named Plaintiff.
- 18 6. The Court approves ILYM Group, Inc. as the Settlement Administrator and the
19 settlement administration costs of \$7,500.00.
- 20 7. The Court approves 75% of the PAGA Penalties being allocated to the LWDA in
21 the amount of \$105,766.69 and 25% to be distributed to the PAGA Participants in
22 the amount of \$35,255.57.
- 23 8. The Parties are ordered to carry out the terms of the Settlement Agreement.
- 24 9. Pursuant to C.C.P §664.6, the Court shall have and retain continuing jurisdiction
25 over this action and the Parties and the Aggrieved Employees including after the
26 entry of this Order, to the fullest extent necessary to interpret, enforce and
27 effectuate the terms and intent of the Settlement Agreement and this Order.

28 ¹ Unless otherwise defined herein, all capitalized terms shall have the meaning assigned to them in the Settlement.

1 10. This Final Order shall constitute a final judgment.
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3 **DATED:** _____
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JUDGE OF THE SUPERIOR COURT

(PROOF OF SERVICE)
[CCP 1013(a)(3)]

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State of California. I am over the age of 18 years and not a party to the within action. My business address is 16133 Ventura Boulevard, Suite 1200, Encino, California 91436.

On December 13, 2021, I served all interested parties in this action the following documents described as: **[PROPOSED] ORDER GRANTING APPROVAL OF REPRESENTATIVE ACTION SETTLEMENT AND ENTERING JUDGMENT** by placing a true copy thereof enclosed in a sealed envelope addressed as follows:

MARRON LAWYERS, APC Paul Marron, Esq. pmarron@marronlaw.com Steven C. Rice, Esq. srice@marronlaw.com Paul B. Arenas, Esq. parenas@marronlaw.com Alexander T. Marx, Esq. amarx@marronlaw.com 5000 E. Spring St., Suite 580 Long Beach, CA 90815 <i>Attorneys for Defendant</i>	JOSE GARAY, APLC Jose R. Garay, Esq. jose@garaylaw.com 249 E. Ocean Blvd. #814 Long Beach, CA 90802 <i>Attorneys for Plaintiff</i>
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[XX] BY ELECTRONIC MAIL TRANSMISSION: I caused the document to be send to the persons at the e-mail address(es) listed on the attached service list. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful. A pdf copy of which was sent via email to the below email address(es).

[XX] (BY ELECTRONIC SERVICE): I caused a true and correct copy thereof to be electronically filed using the Labor and Workforce Development Agency Electronic Filing ("EF") System (<https://dir.tfaforms.net/315>) and service was completed by electronic means by transmittal of the documents referenced herein on the EF System.

[XX] (STATE) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on December 13, 2021, at Encino, California.



Michelle Tanzer