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FILED
ALAMEDA COUNTY

JUN 08 2020

CLERK OF THE SUPERIOR COURT

By *Cue* Deputy

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 10 on behalf of himself and others similarly situated

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF ALAMEDA

11
 12
 13 STEVEN CARTER, on behalf of himself and
 14 others similarly situated,

Plaintiff,

vs.

17 CONCENTRIX CORPORATION, d/b/a
 SYNEX-CONCENTRIX CORPORATION, a
 18 New York Corporation; CONCENTRIX
 CORPORATION, a business entity of unknown
 19 form; and DOES 1 through 50 inclusive,

Defendants.

Case No. RG16821545

*[Assigned for all purposes to Hon. Winifred Y. Smith]***[PROPOSED] FINAL JUDGMENT
REGARDING FINAL ACCOUNTING**

Date: May 21, 2020

Time: 09:00 a.m.

Dept: 21

BY FAX

[PROPOSED] FINAL JUDGMENT

MAY 14 2020

1 The Court, having received and considered the Motion for Final Approval of the Class
2 Action Settlement, approved by this court on November 15, 2019, ordered the amount of Two
3 Hundred and Five Thousand Dollars (\$205,000.00) to be distributed as followed:

- 4 a. \$61,500.00 in attorneys' fees and \$10,328.87 in actual litigation costs to Class
5 Counsel;
6 i. With 10% of attorney fees (totaling \$6,150.00) being kept in the qualified
7 settlement fund until the completion of the distribution process and Court
8 approval of final accounting.
9 b. \$5,000.00 as an enhancement award to Steven Carter as the Class
10 Representative;
11 c. \$7,500.00 in costs to the claims administrator CPT Group, Inc.;
12 d. The balance distributed to Participating Class Members pursuant to the terms
13 of the Stipulation; and
14 e. Plaintiff to prepare a final accounting with respect to the unclaimed funds in
15 accordance with California Code of Civil Procedure § 384(b) by May 14,
16 2020.

17 **NOW THEREFORE, IT IS ORDERED, ADJUDGED, AND DECREED:**

18 1. This Final Judgment Regarding Final Accounting ("Judgment") incorporates by
19 reference the definitions in the Stipulation and the Final Judgment filed on March 25 2019, and all
20 capitalized terms used, but not defined herein, shall have the same meanings as in the Stipulation.

21 2. The Parties agree that the Court in this Action will retain jurisdiction for purposes of
22 enforcing the terms of this Agreement pursuant to California Code of Civil Procedure Section 664.6.

23 3. The Court, having previously entered an order and judgment for final approval for
24 this matter on November 15, 2019, hereby enters this Judgment in support of Final Approval pursuant
25 to post distribution accounting:

- 26 a. On December 9, 2019, CPT Group, Inc. ("CPT") issued one hundred twenty-
27 three (123) checks from the QSF representing Settlement Class Member payments. The checks were
28

1 payable to each of the one hundred twenty-three (123) Settlement Class Members for their respective
2 settlement amounts, totaling an amount of \$105,220.78, after tax withholdings (Declaration of
3 Daniel La ("La Decl."), ¶ 11);

4 b. On December 9, 2019, CPT mailed checks to the California Employment
5 Development Department ("EDD") for applicable State taxes of \$1,334.07 (La Decl., ¶ 12);

6 c. On December 9, 2019, CPT mailed checks to the EDD for \$1,455.36,
7 representing the Defendant's portion of employment taxes (La Decl., ¶ 12);

8 d. On January 23, 2020, CPT mailed check reminder postcards to the
9 Participating Class Members who had not yet cashed their checks (La Decl., ¶ 13);

10 e. Pursuant to the terms of the Settlement Agreement, all checks were valid and
11 negotiable for 90 calendar days from the date they were issued (December 9, 2019). The check
12 cashing deadline expired on March 8, 2020. As of CPT's final account reconciliation, there were
13 twenty-two (22) Settlement Class Members who did not cash their checks, for a total uncashed
14 amount of \$12,363.59 (La Decl., ¶ 14); and

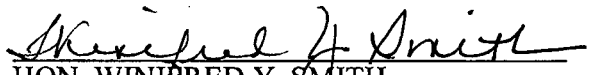
15 f. On April 30, 2020, pursuant to the Final Order and Settlement Agreement, a
16 check for the funds associated with the uncashed expired checks was mailed to the Alameda County
17 Court Appointed Special Advocates (CASA) (La Decl., ¶ 16);

18 g. The Court directs the Settlement Administrator to distribute the remaining
19 attorneys' fees to Class Counsel.

20 This Judgment is intended to be a final disposition of the above-captioned action in its
21 entirety.

22
23 IT IS SO ORDERED.

24
25 DATED: June 8, 2020


HON. WINFRED Y. SMITH
JUDGE OF THE SUPERIOR COURT