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

ALVIN N. WILLIAMS III, as an individual
and on behalf of all other aggrieved
employees,

Plaintiff,

vs.

NO ORDINARY MOMENTS, INC., a
California Corporation; and DOES 1 through
100,

Defendants.

Case No. 30-2020-01140925-CU-OE-CXC

CLASS ACTION

*[Case assigned for all purposes to the Hon.
William Claster; Dept. CX104]*

**[AMENDED PROPOSED] ORDER
GRANTING PRELIMINARY
APPROVAL OF CLASS ACTION
SETTLEMENT**

Date: August 12, 2022
Time: 9:00 a.m.
Dept.: CX104

Complaint Filed: May 26, 2020
Trial Date: None

1 The Motion of Plaintiff Alvin N. Williams III ("Plaintiff") for Preliminary Approval of
2 Class Action Settlement (the "Motion") came on regularly for hearing before this Court on August
3 12, 2022 at 9:00 a.m. This Court, having considered the proposed amended Stipulation of
4 Settlement (the "Settlement") attached to the Declaration of Sean M. Blakely filed concurrently
5 herein; and having considered the Motion, Memorandum of Points and Authorities in support
6 thereof, and supporting declarations filed therewith, and good cause appearing, HEREBY
7 ORDERS AS FOLLOWS:

8 1. The Court GRANTS preliminary approval of the class action settlement as set
9 forth in the Settlement and finds its terms to be within the range of reasonableness of a settlement
10 that ultimately could be granted approval by the Court at a Final Approval Hearing. For purposes
11 of the Settlement, the Court finds that the proposed Settlement Class is ascertainable and that
12 there is a sufficiently well-defined community of interest among the members of the Settlement
13 Class in questions of law and fact. Therefore, for settlement purposes only, the Court grants
14 conditional certification of the following Settlement Class:

15 All current and former non-exempt employees of Defendant No
16 Ordinary Moments, Inc. ("Defendant") employed in the State of
17 California from May 26, 2016, through July 16, 2021 (the "Class
18 Period").

19 2. For purposes of the Settlement, the Court designates Plaintiff Alvin N. Williams
20 III as Class Representative, and designates Paul K. Haines, Sean M. Blakely, and Alexandra R.
21 McIntosh of Haines Law Group, APC as Class Counsel.

22 3. The Court designates Phoenix Settlement Administrators as the third-party
23 Settlement Administrator for mailing notices.

24 4. The Court approves, as to form and content, the Class Notice, Request for
25 Exclusion Form, and Notice of Settlement Award (collectively, the "Notice Packet").

26 5. The Court finds that the form of notice to the Settlement Class regarding the
27 pendency of the action and of the Settlement, and the methods of giving notice to members of the
28 Settlement Class, constitute the best notice practicable under the circumstances, and constitute

valid, due, and sufficient notice to all of the Settlement Class members. The form and method of giving notice complies fully with the requirements of California Code of Civil Procedure section 382, California Civil Code section 1781, California Rules of Court 3.766 and 3.769, the California and United States Constitutions, and other applicable law.

6. The Court further approves the procedures for the Settlement Class members to opt out of or object to the Settlement, as set forth in the Class Notice.

7. The procedures and requirements for filing objections in connection with the Final Approval Hearing are intended to ensure the efficient administration of justice and the orderly presentation of any Settlement Class member's objection to the Settlement in accordance with the due process rights of all members of the Settlement Class.

8. The Court directs the Settlement Administrator to mail the Notice Packet to the members of the Settlement Classes in accordance with the terms of the Settlement.

9. The Class Notice shall provide at least sixty (60) calendar days' notice for Settlement Class members to opt out of, or object to, the Settlement.

10. The Final Approval Hearing on the question of whether the Settlement should be finally approved as fair, reasonable, and adequate is scheduled in Department CX104 of this Court, located at 751 West Santa Ana Boulevard, Santa Ana, California 92701 on _____, 2023 at _____ a.m. / p.m.

11. At the Final Approval Hearing, the Court will consider: (a) whether the Settlement should be finally approved as fair, reasonable, and adequate for the Settlement Class; (b) whether a judgment granting final approval of the Settlement should be entered; and (c) whether Plaintiff's application for reasonable attorneys' fees, reimbursement of litigation expenses, enhancement award to Plaintiff, settlement administration costs, and payment to the Labor & Workforce Development Agency ("LWDA") for penalties under the Labor Code Private Attorneys General Act ("PAGA") should be granted.

12. Counsel for the parties shall file memoranda, declarations, or other statements and materials in support of their request for final approval of the Settlement, attorneys' fees, litigation expenses, Plaintiff's enhancement award, payment to the LWDA, and settlement administration costs, prior to the Final Approval Hearing according to the time limits set by the Code of Civil Procedure and the California Rules of Court.

13. An implementation schedule is below:

Event	Date
Defendant to provide Class Data to the Settlement Administrator no later than [14 calendar days after preliminary approval]:	August 26, 2022
Settlement Administrator to mail the Notice Packet to Settlement Class members no later than [14 calendar days after receiving Class Data]:	September 9, 2022
Deadline for Settlement Class members to request exclusion from, or object to, the Settlement [60 calendar days after mailing]:	November 8, 2022
Deadline for Plaintiff to file his Motion for Final Approval of Class Action Settlement:	December 9, 2022
Final Approval Hearing:	_____, 2023

14. Pending the Final Approval Hearing, all proceedings in this action, other than proceedings necessary to carry out or enforce the terms and conditions of the Settlement and this Order, are stayed.

15. Counsel for the parties are hereby authorized to utilize all reasonable procedures in connection with the administration of the Settlement which are not materially inconsistent with either this Order or the terms of the Settlement.

IT IS SO ORDERED.

Dated: _____, 2022

Honorable William D. Claster
Judge of the Superior Court