

JAMES HAWKINS APLC
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Attorneys for Plaintiff Aaron Flott
on behalf of himself and all others similarly situated

[ADDITIONAL COUNSEL LISTED ON FOLLOWING PAGE]

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF ORANGE COMPLEX JUSTICE CENTER

**DONNA CARONE, on behalf of all aggrieved
employees, AARON FLOTT, individually and
on behalf of the proposed class;**

Plaintiffs,

v.

**JEWISH HOME FOR THE AGING OF
ORANGE COUNTY, INC., A California
Corporation, (Doing Business as HERITAGE
POINTE; and DOES 1 through 50, inclusive,**

Defendants.

LEAD CASE:

**CASE No. 30-2020-01152256-CU-OE-
CXC**

CONSOLIDATED CASE:

**CASE NO. 30-2020-01141665-CU-OE-
CXC**

Assigned For All Purposes to:
HON. Randal Sherman

**NOTICE OF RULING RE MOTION
FOR FINAL APPROVAL OF CLASS
ACTION SETTLEMENT**

Date: January 13, 2023
Time: 10:00 a.m.
Dept.: CX105

1 KYLE D. KRING, SBN 123378
2 TYLER D. KRING, SBN 325588
3 **KRING & CHUNG, LLP**
4 38 Corporate Park
Irvine, CA 92606-5105
Telephone: (949) 261-7700
Facsimile: (949) 261-8800

5 Attorneys for Plaintiff
6 Donna Carone on behalf of herself and all others similarly situated
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1 This Court, having considered Plaintiffs Donna Carone and Aaron Flott's Motion for
2 Final Approval of Class Action Settlement, and all legal authorities and documents submitted in
3 support thereof has issued the following ruling in this matter:

4 Plaintiffs' Motion for Final Approval of Class Action Settlement; Fees, Costs,
5 Administration Expenses, and Enhancement is granted, except that the court awards an
6 enhancement to plaintiff Donna Carone in the amount of \$5,000, and awards no enhancement to
7 Plaintiff Aaron Flott. Plaintiff Aaron Flott already received an individual settlement of \$15,000,
8 and an enhancement of \$5,000 for Plaintiff Donna Carone is sufficient and proper for a
9 settlement and class of this size, and considering the effort she spent on this case. The court
10 concludes that the \$735,000.00 class action and PAGA settlement, as approved, is fair, adequate
11 and reasonable, and approves the following specific awards:

- 12 • \$245,000.00 to plaintiffs' counsel for plaintiffs' attorneys' fees, with \$159,250.00
13 (65%) awarded to James Hawkins APLC, and \$85,750.00 (35%) awarded to Kring &
14 Chung, LLP, as requested;
- 15 • \$15,229.09 to plaintiffs' counsel for plaintiffs' attorney costs, with \$8,649.75 being
16 paid to James Hawkins APLC, and \$6,579.34 being paid to Kring & Chung, LLP, as
17 requested;
- 18 • \$5,000.00 to plaintiff Donna Carone as an enhancement award, reduced from the
19 \$8,000 requested for each of Donna Carone and Aaron Flott;
- 20 • \$9,000 to ILYM Group, Inc., the settlement administrator, as requested; \$22,500.00
21 to the LWDA for its share of PAGA penalties, as requested.

22 The total amount that will be payable to all class members and aggrieved employees if
23 they are paid the amount to which they are entitled pursuant to the judgment is \$438,270.91.

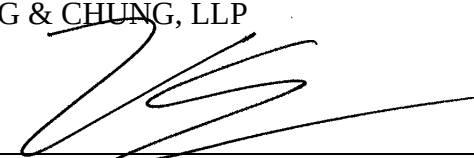
24 The court sets a Final Report Hearing for December 1, 2023 at 10:00 a.m., to confirm that
25 distribution efforts are fully completed, including the distribution of the amount of the uncashed
26 class member checks to the State Controller's Office Unclaimed Property Fund in the names of
27 the applicable payees after 180 days, that the Administrator's work is complete, and that the

1 court's file thus may be closed. The parties must report to the court the total amount that was
2 actually paid to the class members. All supporting papers must be filed at least 16 days before
3 the Final Report Hearing date.

4 Plaintiffs are ordered to give notice of the ruling to the LWDA and to defendant.

5 Dated: January 11, 2023

KRING & CHUNG, LLP

6
7 By: 

8 Tyler D. Kring
9 Kyle D. Kring
10 Attorneys for Plaintiff
11 DONNA CARONE on behalf of herself
12 and all others similarly situated
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PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF ORANGE

I, the undersigned, am employed in the County of Orange, State of California. I am over the age of eighteen (18) years and not a party to the within action. My business address is 38 Corporate Park, Irvine, CA 92606-5105. My business e-mail address is mbennett@kringandchung.com.

On January 12, 2023, I served true copies of the foregoing document(s) described as:

1. NOTICE OF RULING RE MOTION FOR FINAL APPROVAL OF CLASS ACTION SETTLEMENT

on the interested parties in this action, addressed as follows:

Counsel of Record	Phone/Fax Nos.	Party(ies) Represented
Lauren Roseman (Stockunas) Usama Kahf Fisher Phillips 2020 Main St., #1000 Irvine, CA 92614	lroseman@fisherphillips.com ukahf@fisherphillips.com	Defendant Jewish Home for the Aging of Orange County
Sean Vahdat James Hawkins APLC 9880 Research Dr., #200 Irvine, CA 92618	vahdatlegal@gmail.com nichole@jameshawkinsaplc.com	Plaintiff Aaron Flott

☒ BY E-MAIL: By transmitting a true copy of the foregoing document(s) to the e-mail addresses set forth above.

☒ BY ELECTRONIC SUBMISSION: By transmitting a true copy of the foregoing documents to www.dir.ca.gov.

Labor and Workforce Development Agency
Department of Industrial Relations
Accounting Unit
455 Golden Gate Ave., 10th Fl.
San Francisco, CA 94102

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on January 12, 2023, at Irvine, California.


MICHELLE BENNETT