

1 (Counsel listed on next page)
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7 UNITED STATES DISTRICT COURT
8 CENTRAL DISTRICT OF CALIFORNIA
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11 CINNAMON MILLS, individually, on a
12 representative basis, and on behalf of all
13 others similarly situated,

14 Plaintiff,

15 vs.

16 TARGET CORPORATION, a Minnesota
17 Corporation; and DOES 1 through 20,
18 inclusive,

19 Defendants.
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No. 5:20-CV-01460-JGB-KKx

[PROPOSED] ORDER:

- (1) PRELIMINARILY APPROVING
PROPOSED SETTLEMENT;**
- (2) APPOINTING SETTLEMENT
ADMINISTRATOR;**
- (3) APPROVING CLASS NOTICE
PACKET; AND**
- (4) SETTING HEARING FOR FINAL
APPROVAL OF SETTLEMENT**

Date: November 13, 2023

Time: 9:00 a.m.

Judge: Hon. Jesus G. Bernal

Courtroom: 1
3470 Twelfth Street,
Riverside, California 92501

Complaint filed: June 10, 2020

SAC filed: March 11, 2021

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1 On November 13, 2023, a hearing was held on the motion of plaintiff Cinnamon
2 Mills (“plaintiff”) for preliminary approval of the parties’ proposed settlement; approval
3 of the Class Notice Packet; appointing the Settlement Administrator; and the setting of a
4 date for the hearing on final approval of the settlement. Brian J. Mankin and Peter J.
5 Carlson of Lauby, Mankin & Lauby LLP appeared for Plaintiff and the Class; and Jeffrey
6 D. Wohl and Lindsey C. Jackson of Paul Hastings LLP appeared for Target.

7 The Court having read and considered the papers on the motion, the arguments of
8 counsel, and the law; and good cause appearing therefore,

9 IT IS ORDERED:

10 1. The parties’ Settlement Agreement (the “Settlement”) is granted preliminary
11 approval as it meets the criteria for preliminary settlement approval. The Settlement falls
12 within the range of possible approval as fair, adequate and reasonable, and appears to be
13 the product of arm’s length and informed negotiations and to treat all Class Members fairly.

14 2. The Court previously certified the Class and appointed plaintiff Cinnamon
15 Mills as the Class Representative and Brian J. Mankin and Peter J. Carlson of Lauby,
16 Mankin & Lauby LLP and Deepak Gupta of Gupta Wessler PLLC as Class Counsel.

17 3. Rust Consulting, Inc., is appointed to act as the Settlement Administrator,
18 pursuant to the terms set forth in the Settlement.

19 4. The parties’ proposed notice plan is constitutionally sound because individual
20 notices will be mailed to all Class Members whose identities are known to the parties, and
21 such notice is the best notice practicable. The parties’ proposed Notice of Proposed
22 Settlement, Preliminary Approval of Settlement and Hearing Date for Final Court
23 Approval (the “Class Notice”) (Settlement, Exh. A), and proposed forms of Class Member
24 Settlement Information Sheet (*id.*, Exh. B) (collectively, the “Class Notice Packet”) are
25 sufficient to inform Class Members of the terms of the Settlement, their rights under the
26 Settlement, their rights to object to or comment on the settlement, their right to receive a
27 Settlement Share or elect not to participate in the Settlement, and the processes for doing
28 so, and the date and location of the final approval hearing and are therefore approved.

1 Counsel for the parties are authorized to correct any typographical errors in the settlement
2 documents and make clarifications, to the extent they are found or needed, so long as such
3 corrections and clarifications do not materially change the substance of the Settlement.

4 5. Proof of distribution of the Class Notice will be filed by the parties in
5 conjunction with the motion for an order granting final approval of the Settlement.

6 6. Target is directed to provide to the Settlement Administrator not later than 30
7 days after the date of this order the Class Data as specified by the Settlement.

8 7. The Settlement Administrator is directed to mail the approved Class Notice
9 Packet by first-class regular U.S. mail to the Class Members not later than 10 days after
10 receipt of the Class Data.

11 8. Any Class Member who elects not to participate in the Settlement has until 30
12 days after the mailing of the Class Notice Packet to submit his or her Election Not to
13 Participate in Settlement pursuant to the procedures set forth in the Class Notice.

14 9. Class Members will receive a Settlement Share if, not later than 30 days after
15 the Settlement Administrator mails the Class Notice Packet, they do not submit a valid and
16 timely Exclusion from Settlement.

17 10. Any Class Member who wishes to object to the Settlement has until 30 days
18 after the mailing of the Class Notice Packet to mail his or her written objection to the
19 Settlement Administrator. The Settlement Administrator will provide the objections, if
20 any, to Class Counsel and Target's Counsel within three days of receipt, and the Settlement
21 Administrator will attach the same to its declaration of due diligence and file with the Court
22 prior to the Final Approval Hearing.

23 11. A final approval hearing will be held on _____, 2024, at __:__.m., to
24 determine whether the Settlement should be granted final approval as fair, reasonable, and
25 adequate as to the Class Members. The Court will hear all evidence and argument
26 necessary to evaluate the Settlement, and will consider plaintiff and Class Counsel's
27 request, made by separate motion, for the Class Representative Service Payment and the
28 Class Counsel Fees and Expenses Payment. Class Members and their counsel may support

1 or oppose the Settlement and the motion for awards of the Class Representative Service
2 Payment and the Class Counsel Fees and Expenses Payment, if they so desire, as set forth
3 in the Class Notice.

4 12. The Court reserves the right to continue the date of the final approval hearing
5 without further notice to Class Members. The Court retains jurisdiction to consider all
6 further applications arising out of or in connection with the Settlement.

7 IT IS SO ORDERED.

8 Dated: _____, 2023.

9 _____
10 Jesus G. Bernal
11 United States District Court Judge
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