

LAW OFFICES OF NATALIE MIRZAYAN

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Attorneys for Plaintiff
KALVYN ESCOBAR

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF ORANGE, CIVIL COMPLEX CENTER

KALVYN ESCOBAR, individually and on
behalf of all current and former similarly situated
employees in the State of California,

Plaintiff,

v.

PRIME FINANCE CONSULTING, INC., a
California Corporation; HANIEH JODAT, an
individual; SHAHIN JOUDAT, an individual,
and DOES 1 to 50, inclusive,

Defendants.

) CASE NO.: 30-2020-001134584-CU-OE-CXC

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) ASSIGNED FOR ALL PURPOSES TO:

) JUDGE RANDALL J. SHERMAN

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) **NOTICE OF RULING RE FINAL**

) **APPROVAL OF CLASS ACTION**

) **SETTLEMENT AND AWARD OF**

) **ATTORNEYS' FEES, COSTS, AND**

) **ENHANCEMENT AWARD TO THE**

) **CLASS REPRESENTATIVE**

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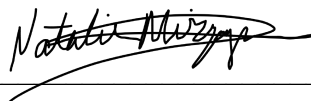
1 **NOTICE IS HEREBY GIVEN** that, on August 6, 2021, at approximately 10:00 a.m.,
2 Plaintiff's Motion for Final Approval of Class Action Settlement And Award Of Attorneys' Fees,
3 Costs, and Enhancement Award to The Class Representative came for hearing in Department CX-
4 105 of the above-entitled Court with Hon. Randall J. Sherman presiding.

5 After consideration of the parties' briefing, and oral argument, the **COURT ISSUED THE**
6 **MINUTE ORDER** dated August 6, 2021, attached hereto as Exhibit "1" and incorporated by
7 reference.

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9 Dated: August 10, 2021

Respectfully submitted,

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11 LAW OFFICES OF NATALIE MIRZAYAN

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13 By:  _____

14 Natalie Mirzayan, Esq.
15 Attorney for Plaintiff KALVYN ESCOBAR and the
16 CLASS

EXHIBIT 1

**SUPERIOR COURT OF CALIFORNIA,
COUNTY OF ORANGE
CIVIL COMPLEX CENTER**

MINUTE ORDER

DATE: 08/06/2021 TIME: 10:00:00 AM DEPT: CX105

JUDICIAL OFFICER PRESIDING: Randall J. Sherman

CLERK: Jason Phu

REPORTER/ERM:

BAILIFF/COURT ATTENDANT: Jose F Boc

CASE NO: **30-2020-01134584-CU-OE-CXC** CASE INIT.DATE: 02/26/2020

CASE TITLE: **Escobar vs. Prime Finance Consulting, Inc.**

CASE CATEGORY: Civil - Unlimited CASE TYPE: Other employment

EVENT ID/DOCUMENT ID: 73506353

EVENT TYPE: Motion for Final Approval

MOVING PARTY: Kalvyn Escobar

CAUSAL DOCUMENT/DATE FILED: Motion - Other For Final Approval of Class Action Settlement,
07/21/2021

APPEARANCES

Natalie Mirzayan, from Law Offices of Natalie Mirzayan, present for Plaintiff(s) telephonically.

Ali R. Mirhosseini, from Mirhosseini Law Group, APC, present for Defendant(s) telephonically.

Tentative Ruling posted on the Internet .

The Court hears oral argument.

The Court confirms the tentative ruling as follows:

Plaintiff's Motion for Final Approval of Class Action Settlement and Plaintiff's Motion for an Award of Attorneys' Fees, Costs, and Enhancement Award to the Class Representative are granted, except that the court approves plaintiff's attorneys' fees in the amount of only \$61,449.23, and awards an enhancement to plaintiff Kalvyn Escobar in the amount of only \$5,000. The court concludes that a reasonable attorney fee in this case is 33 1/3% of the gross settlement amount minus the \$5,652.30 deduction for the employer's share of payroll and unemployment taxes, which the court does not consider to be part of the common fund on which plaintiff's attorneys' fees should be calculated. An enhancement award of \$5,000 is sufficient and proper for a class and settlement of this size, and considering the work (of an unstated amount of hours) that plaintiff spent on this case. The court concludes that the \$190,000 class action settlement, as approved, is fair, adequate and reasonable, and approves the following specific awards:

- \$61,449.23 to plaintiff's counsel for plaintiff's attorneys' fees, reduced from the \$76,000 requested;
- \$4,753.14 to plaintiff's counsel for plaintiff's attorney costs, as requested;
- \$5,000.00 to plaintiff Kalvyn Escobar as an enhancement award, reduced from the \$10,000 requested;
- \$3,000.00 to the Administrator, Phoenix Settlement Administrators, as requested; and
- \$11,250.00 to the LWDA for its share of PAGA penalties, as requested.

The total amount that will be payable to all class members and aggrieved employees if they are paid the amount to which they are entitled pursuant to the judgment is \$104,547.63.

The court sets a Final Report Hearing for May 6, 2022 at 10:00 a.m., to confirm that distribution efforts are fully completed, including the distribution of uncashed class member checks to the State Controller's Office Unclaimed Property Fund in the names of the applicable payees after 180 days, that the Administrator's work is complete, and that the court's file thus may be closed. All supporting papers must be filed at least 16 days before the Final Report Hearing date.

Plaintiff must submit an amended Proposed Final Approval Order consistent with this ruling, and which provides how the parties will comply with CRC Rule 3.771(b), which states: "Notice of the judgment must be given to the class in the manner specified by the court." The notice should be included with the checks that are mailed to the class members. Plaintiff's proposal at 8:1-10 of the Memo of P's & A's, that notice be provided only on request, does not comply with the Rule.

Plaintiff is ordered to give notice of the ruling to the LWDA and to defendants.