

1 **LIDMAN LAW, APC**
2 Scott M. Lidman (SBN 199433)
3 slidman@lidmanlaw.com
4 Elizabeth Nguyen (SBN 238571)
5 enguyen@lidmanlaw.com
6 Milan Moore (SBN 308095)
7 mmoore@lidmanlaw.com
8 2155 Campus Drive, Suite 150
9 El Segundo, California 90245
10 Tel: (424) 322-4772
11 Fax: (424) 322-4775

12 Attorneys for Plaintiff
13 SADAMATSU VICENTE GONZALEZ,
14 Successor-In-Interest to Plaintiff Vicente Gonzalez

15 **HAINES LAW GROUP, APC**
16 Paul K. Haines (SBN 248226)
17 phaines@haineslawgroup.com
18 2155 Campus Drive, Suite 180
19 El Segundo, California 90245
20 Tel: (424) 292-2350
21 Fax: (424) 292-2355

22 Attorneys for Plaintiff
23 SADAMATSU VICENTE GONZALEZ,
24 Successor-In-Interest to Plaintiff Vicente Gonzalez

25 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

26 **FOR THE COUNTY OF SAN BERNARDINO**

27 VICENTE GONZALEZ, as an individual and
28 on behalf of all others similarly situated,

Plaintiff,

vs.

NORCO PLASTICS, INC., a California
corporation; BEYOND STAFFING
SOLUTIONS, INC., a California corporation;
MOONSTONE PEO, INC., a Texas
corporation; and DOES 1 through 100,
inclusive,

Defendants.

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN BERNARDINO
SAN BERNARDINO DISTRICT

JUN 22 2023

BY 
JESSICA MORALES, DEPUTY

FILED

Case No. CIVSB2026519

*[Assigned for all purposes to the Hon. David
Cohn, Dept. S-26]*

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

Date: June 22, 2023
Time: 10:00 a.m.
Dept.: S-26

Action Filed: August 7, 2020
Trial Date: None

1 The Motion of Plaintiff Sadamatsu Vicente Gonzalez ("Plaintiff), the surviving father and legal
2 successor-in-interest to deceased Plaintiff Vicente Gonzalez ("Deceased Plaintiff Gonzalez") for
3 Preliminary Approval of Class Action Settlement will come on regularly for hearing before this Court
4 on June 22, 2023 at 10:00 a.m. The Court, having considered the proposed Amended Joint Stipulation
5 of Class Action and PAGA Settlement (the "Settlement"), attached as Exhibit 1 to the Declaration of
6 Scott M. Lidman filed concurrently with the Motion; having considered Plaintiff's Motion for
7 Preliminary Approval of Class Action Settlement, Memorandum of Points and Authorities in support
8 thereof, and supporting declarations filed therewith; and good cause appearing, HEREBY ORDERS
9 THE FOLLOWING:

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

17 All current and former non-exempt, hourly employees who worked for
18 Defendant Norco Plastics, Inc. (including any and all individuals who: (i)
19 worked for Defendant Norco Plastics, Inc. directly, or (ii) worked for and/or
20 provided services for Defendant Norco Plastics, Inc. through a staffing
21 agency) in California at any time from August 7, 2016 through date of
22 preliminary approval of the Settlement.

23 2. For purposes of the Settlement, the Court designates named Plaintiff Sadamatsu Vicente
24 Gonzalez as Class Representative, and Scott M. Lidman, Elizabeth Nguyen, and Milan Moore of Lidman
25 Law, APC and Paul Haines of Haines Law Group, APC as Class Counsel.

26 3. The Court designates Simpluris, Inc. as the third-party Settlement Administrator for
27 mailing notices.

28 4. The Court grants leave for Plaintiff to file the Second Amended Class and Representative
Action Complaint.

5. The Court approves, as to form and content, the Notice Packet (which is comprised of the

1 Notice of Pendency of Class Action and Settlement and Notice of Settlement Award) and is attached to
2 the Settlement as Exhibit D.

3 6. The Court finds that the form of notice to the Settlement Class regarding the pendency of
4 the action and of the Settlement, and the methods of giving notice to members of the Settlement Class,
5 constitutes the best notice practicable under the circumstances, and constitute valid, due, and sufficient
6 notice to all members of the Settlement Class. The form and method of giving notice complies fully
7 with the requirements of California Code of Civil Procedure section 382, California Civil Code section
8 1781, California Rules of Court 3.766 and 3.769, the California and United States Constitutions, and
9 other applicable law.

10 7. The Court further approves the procedures for Settlement Class Members to opt out of or
11 object to the Settlement, as set forth in the Notice Packet.

12 8. The procedures and requirements for filing objections in connection with the Final
13 Fairness Hearing are intended to ensure the efficient administration of justice and the orderly
14 presentation of any Settlement Class Member's objection to the Settlement, in accordance with the due
15 process rights of all Settlement Class Members.

16 9. The Court directs the Settlement Administrator to mail the Notice Packet to the members
17 of the Settlement Class in accordance with the terms of the Settlement.

18 10. The Class Notice shall provide at least 60 calendar days' notice for members of the
19 Settlement Class to opt out of, or object to, the Settlement.

20 11. The Court also directs the Parties to have the Advertisement for Chino Champion
21 Newspaper re: Notice of Pendency of Class Action and Proposed Settlement attached hereto as **Exhibit**
22 **A** be run in for eight (8) weekly cycles (once a week for 2 months) in the Chino Champion. A copy of
23 the advertisement must be posted by Defendant at Defendant's facility located at 14325 Monte Vista
24 Ave, Chino, CA 91710.

25 12. The Final Fairness Hearing on the question of whether the Settlement should be finally
26 approved as fair, reasonable, and adequate is scheduled in Department S-26 of this Court, located at 247
27 West Third Street, San Bernardino, California 92415 on 11/15, 2023 at 9:00 a.m. /
28 p.m.

13. At the Final Fairness 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, service award to Plaintiff, and payment to the Labor and Workforce Development Agency ("LWDA") for penalties under the Labor Code Private Attorneys General Act ("PAGA") should be granted.

14. 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 service award, settlement administration costs, and payment to the LWDA for PAGA penalties prior to the Final Fairness Hearing according to the time limits set by the Code of Civil Procedure and the California Rules of Court.

15. An implementation schedule is below:

Event	Date
Defendant to provide Class Data to Settlement Administrator	30 calendar days after issuance of the preliminary approval order
Settlement Administrator to mail Notice Packets to Class Members	10 business days after receiving Class Information from Defendant
Advertisement to run 8 weeks in Chino Champion and posted at Defendant's facility	Same week Notice Packets are mailed
Deadline for Class Members to request exclusion from, submit disputes, or object to, the Settlement	60 calendar days after mailing of the Notice by the Settlement Administrator
Deadline for Plaintiff to file Motion for Final Approval of Class Action Settlement:	<i>Per CCP</i>
Final Fairness Hearing:	<i>11/15</i> , 2023 at <i>9:00</i> a.m./p.m.

16. Pending the Final Fairness 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.

//

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

4 **IT IS SO ORDERED.**

5 Dated: 6/27, 2023



Honorable David S. Cohn
Judge of the Superior Court

EXHIBIT A

EXHIBIT A

1 **LIDMAN LAW, APC**
2 Scott M. Lidman (SBN 199433)
3 slidman@lidmanlaw.com
4 Elizabeth Nguyen (SBN 238571)
5 enguyen@lidmanlaw.com
6 Milan Moore (SBN 308095)
7 mmoore@lidmanlaw.com
8 2155 Campus Drive, Suite 150
9 El Segundo, California 90245
10 Tel: (424) 322-4772
11 Fax: (424) 322-4775

12 Attorneys for Plaintiff
13 SADAMATSU VICENTE GONZALEZ,
14 Successor-In-Interest for deceased Plaintiff

15 **HAINES LAW GROUP, APC**
16 Paul K. Haines (SBN 248226)
17 phaines@haineslawgroup.com
18 2155 Campus Drive, Suite 180
19 El Segundo, California 90245
20 Tel: (424) 292-2350
21 Fax: (424) 292-2355

22 Attorneys for Plaintiff
23 VICENTE GONZALEZ,
24 Successor-In-Interest to Plaintiff Vicente Gonzalez

25 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

26 **FOR THE COUNTY OF SAN BERNARDINO**

27 VICENTE GONZALEZ, as an individual and
28 on behalf of all others similarly situated,

Plaintiff,

vs.

NORCO PLASTICS, INC., a California
corporation; BEYOND STAFFING
SOLUTIONS, INC., a California corporation;
MOONSTONE PEO, INC., a Texas corporation;
and DOES 1 through 100, inclusive,

Defendants.

Case No. CIVSB2026519

*[Assigned for all purposes to the Hon. David S.
Cohn, Dept. S-26]*

**[PROPOSED] ADVERTISEMENT FOR
CHINO CHAMPION NEWSPAPER RE:
NOTICE OF PENDENCY OF CLASS
ACTION AND PROPOSED SETTLEMENT**

Date: July 24, 2023
Time: 10:00 a.m.
Dept.: S-26

Action Filed: August 7, 2020
Trial Date: None

1 To all current and former non-exempt, hourly employees who worked for Defendant Norco
2 Plastics, Inc. (including any and all individuals who: (i) worked for Defendant Norco Plastics, Inc.
3 directly or (ii) worked for and/or provided services for Defendant Norco Plastics, Inc. through a staffing
4 agency) in California at any time from **August 7, 2016 through date of preliminary approval of the**
5 **Settlement. THIS IS AN IMPORTANT LEGAL NOTICE.** You may be entitled to money from a
6 class action settlement. A settlement has been reached for wages and penalties owed to you and to other
7 class members.

8 If you did not receive written notice by mail, please call the Settlement Administrator, **Simpluris**
9 **at (888) 369-3780** for more information and/or to have a notice mailed to you with details on your right
10 to receive payment from this settlement. Additional information about this settlement is available at
11 www.simpluris.com/case-search/.

12 Please call Simpluris about the "Norco Plastics Settlement" by no later than **<<INSERT**
13 **RESPONSE DEADLINE>>.**