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SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES
(UNLIMITED JURISDICTION)

CARINA CAMBEROS, on behalf of herself
and others similarly situated,

Plaintiff(s),

vs.

GREAT AMERICAN CHICKEN CORP, INC.;
and DOES 1 thru 50, inclusive,

Defendant(s).

Case No.: 21STCV32015

**[PROPOSED] ORDER GRANTING
PRELIMINARY APPROVAL OF CLASS
ACTION SETTLEMENT, APPROVING
NOTICE, AND SETTING DATE FOR
FINAL APPROVAL HEARING**

Action filed: August 30, 2021
Hearing Date: April 12, 2022
Hearing Time: 9:00 a.m.
Hearing Dept: SS-6, Hon. Elihu M. Berle

1 The Joint Motion for Preliminary Approval of Class Action Settlement (“Joint Motion”)
2 filed by Plaintiff Carina Camberos (“Plaintiff”) and Defendant Great American Chicken Corp,
3 Inc. (“GACC” or “Defendant”) came regularly for hearing before this Court as duly noticed.
4 After consideration of all the papers filed in connection therewith, the arguments of counsel, and
5 all other matters presented to the Court, the Court hereby makes a preliminary finding that the
6 proposed class action settlement is fair, reasonable, adequate and in the best interests of the
7 settlement class. Good cause appearing therefor, the Court **GRANTS** the Joint Motion and
8 **ORDERS** as follows:

9 1. The terms of the settlement reached by Plaintiff and Defendant, as set forth in the
10 Settlement Agreement, are hereby preliminarily approved as being fair, reasonable and adequate
11 to the members of the Settlement Class, subject to further consideration at the final approval
12 hearing after the distribution of the notice to the members of the Settlement Class as provided in
13 paragraph 6 of this Order. The Court notes that class members’ release of claims arising under
14 the Fair Labor Standards Act (“FLSA”) is a material term of this settlement agreement and
15 acknowledges that putative class members who do not opt-out of the class settlement will be
16 deemed to have waived FLSA claims.

17 2. The following settlement class is preliminarily approved for settlement purposes
18 only and is referred to herein as the “Settlement Class”: any and all non-exempt California
19 employees of Great American Chicken Corp, Inc. who worked between January 1, 2020 and the
20 Preliminary Approval Date.

21 3. The Court makes the following preliminary findings for settlement purposes only:
22 A. The Settlement Class, which consists of approximately 1,947 persons, is
23 so numerous that joinder of all members is impracticable;
24 B. There appear to be questions of law or fact common to the Settlement
25 Class for purposes of determining whether this Settlement should be
26 approved;
27 C. Plaintiff’s claims appear to be sufficiently typical for settlement purposes
28 of the claims being resolved through the proposed settlement;

- 1 D. Plaintiff appears to be capable of fairly and adequately protecting the
2 interests of the Settlement Class Members in connection with the proposed
3 settlement;
4 E. Common questions of law and fact appear to predominate over questions
5 affecting only individual persons in the Settlement Class for the purposes
6 of approving this settlement. Accordingly, the Settlement Class appears to
7 be sufficiently cohesive to warrant settlement by representation; and
8 F. Certification of the Settlement Class for settlement purposes appears to be
9 superior to other available methods for the fair and efficient resolution of
10 the claims of the Settlement Class.

11 4. The Court appoints Harout Messrelian of Messrelian Law, Inc. and Haig B.
12 Kazandjian of Haig B. Kazandjian Lawyers APC as counsel on behalf of the Settlement Class
13 (“Class Counsel”) for purposes of settlement only.

14 5. Plaintiff Carina Camberos is hereby appointed as representative of the Settlement
15 Class (“Class Representative”) for purposes of settlement only.

16 6. The Court appoints Simpluris, Inc. as the third-party settlement administrator.

17 7. The Court approves as to form and content the “Notice of Class Action
18 Settlement” (“Notice”) attached as Exhibit 1 hereto.

19 8. The Court authorizes mailing of the Notice to the Settlement Class Members
20 by first-class United States mail to their last known addresses within ten (10) business days of
21 receipt of the Class Information from Defendant.

22 9. The Court orders that pursuant to the California Private Attorneys General
23 Act, Labor Code §§ 2698, et seq. (“PAGA”), statutory notice of this Settlement has been and will
24 continue to be given to the Labor & Workforce Development Agency.

25 10. A hearing to consider and determine (i) whether the Settlement Agreement
26 should be finally approved, (ii) whether Class Counsel’s request for attorneys’ fees and costs
27 should be finally approved, and (iii) whether the request for a Class Representative incentive
28 award should be finally approved, is hereby set for _____ 2022 at __:__ a.m.

11. The Court sets the following deadlines:

1	Deadline for Defendant to provide Class Information to Settlement Administrator	7 business days after entry of Preliminary Approval Order
2		
3	Deadline for Settlement Administrator to mail Notice to Settlement Class Members	10 business days after receiving Class Information from Defendant
4		
5	Deadline for Class Members to opt out of or object to the Settlement ("Response Deadline")	45 calendar days after Notice Packets are mailed by the Settlement Administrator to Settlement Class Members
6		
7	Deadline to file Motion for Final Approval of Class Action Settlement	
8		

12. The Court expressly reserves the right to adjourn or continue the final fairness hearing from time to time without further notice to members of the Settlement Class.

IT IS SO ORDERED.

Dated _____

THE HONORABLE ELIHU M. BERLE
JUDGE OF THE SUPERIOR COURT