

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Alex P. Katofsky, Esq. SBN: 202754		CIV-130 FOR COURT USE ONLY
Gaines & Gaines, APLC 4550 E. Thousand Oaks Blvd., Suite 100 Westlake Village, CA 91362 TELEPHONE NO.: 818-703-8985 FAX NO. (Optional): 818-703-8984 E-MAIL ADDRESS (Optional): alex@gaineslawfirm.com ATTORNEY FOR (Name): Plaintiff, Robert Lawson		
SUPERIOR COURT OF CALIFORNIA, COUNTY OF BUTTE STREET ADDRESS: 1775 Concord Avenue MAILING ADDRESS: 1775 Concord Avenue CITY AND ZIP CODE: Chico, 95928 BRANCH NAME: North Butte County Courthouse		
PLAINTIFF/PETITIONER: Robert Lawson, et al. DEFENDANT/RESPONDENT: Graphic Packaging International, LLC, et al.		
NOTICE OF ENTRY OF JUDGMENT OR ORDER (Check one): ☒ UNLIMITED CASE (Amount demanded exceeded \$25,000) ☐ LIMITED CASE (Amount demanded was \$25,000 or less)		CASE NUMBER: 20CV01921

TO ALL PARTIES :

1. A judgment, decree, or order was entered in this action on (date): 6/8/22
2. A copy of the judgment, decree, or order is attached to this notice.

Date: 6/13/22

Alex P. Katofsky, Esq.

(TYPE OR PRINT NAME OF ☒ ATTORNEY ☐ PARTY WITHOUT ATTORNEY)

Alex P. Katofsky
(SIGNATURE)

(SIGNATURE)

PLAINTIFF/PETITIONER: Robert Lawson, et al.	CASE NUMBER: 20CV01921
DEFENDANT/RESPONDENT: Graphic Packaging International, LLC, et al.	

**PROOF OF SERVICE BY FIRST-CLASS MAIL
NOTICE OF ENTRY OF JUDGMENT OR ORDER**

(NOTE: You cannot serve the Notice of Entry of Judgment or Order if you are a party in the action. The person who served the notice must complete this proof of service.)

1. I am at least 18 years old and **not a party to this action**. I am a resident of or employed in the county where the mailing took place, and my residence or business address is (*specify*): 4550 East Thousand Oaks Boulevard, Suite 100, Westlake Village, CA 91362.

2. I served a copy of the *Notice of Entry of Judgment or Order* by enclosing it in a sealed envelope with postage fully prepaid and (*check one*):
 - a. ☐ deposited the sealed envelope with the United States Postal Service.
 - b. ☒ placed the sealed envelope for collection and processing for mailing, following this business's usual practices, with which I am readily familiar. On the same day correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service.

3. The *Notice of Entry of Judgment or Order* was mailed:
 - a. on (*date*): 6/13/22
 - b. from (*city and state*): Westlake Village, CA

4. The envelope was addressed and mailed as follows:

a. Name of person served: Danielle Hultenius Moore, Esq. FISHER & PHILLIPS LLP Street address: 4747 Executive Drive, Suite 1000 City: San Diego State and zip code: CA 92121 b. Name of person served: Larry W. Lee, Esq., DIVERSITY LAW GROUP, P.C. Street address: 515 S. Figueroa Street, Suite 1250 City: Los Angeles State and zip code: CA 90071	c. Name of person served: William L. Marder, Esq, POLARIS LAW GROUP LLP Street address: 501 San Benito Street, Suite 200 City: Hollister State and zip code: CA 95023 d. Name of person served: Street address: City: State and zip code:
---	--

☐ Names and addresses of additional persons served are attached. (*You may use form POS-030(P).*)

5. Number of pages attached 5.

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

Date: 6/13/22

Beatriz Franco

(TYPE OR PRINT NAME OF DECLARANT)



Beatriz Franco

(SIGNATURE OF DECLARANT)

1 DANIEL F. GAINES, ESQ. SBN 251488
daniel@gaineslawfirm.com
2 ALEX P. KATOFISKY, ESQ. SBN 202754
alex@gaineslawfirm.com
3 MIRIAM L. SCHIMMEL ESQ. SBN 185089
miriam@gaineslawfirm.com
4 GAINES & GAINES, APLC
4550 East Thousand Oaks Boulevard, Suite 100
5 Westlake Village, CA 91362
Telephone: (818) 703-8985
6 Facsimile: (818) 703-8984

7 Attorneys for Plaintiff Robert Lawson
and Proposed Class Counsel
8

F Superior Court of California F
I County of Butte I
L JUN 08 2022 L
E By Shari Elmalik, Clerk Deputy E
D

9 SUPERIOR COURT OF THE STATE OF CALIFORNIA
10 FOR THE COUNTY OF BUTTE
11

12 ROBERT LAWSON, on behalf of himself
and all "aggrieved employees" pursuant to
13 Labor Code § 2698 *et seq.*,

14 Plaintiff,

15 v.

16 GRAPHIC PACKAGING
INTERNATIONAL, LLC, a Delaware
17 limited liability company, and DOES 1
through 10, inclusive,
18

19 Defendants.
20

CASE NO: 20CV01921

Assigned to the Honorable Stephen E. Benson,
Dept. 6

CLASS ACTION

~~Sub~~ **PROPOSED ORDER GRANTING
PRELIMINARY APPROVAL OF CLASS
ACTION SETTLEMENT**

DATE: June 8, 2022

TIME: 9:00 a.m.

DEPT.: 6

Action Filed: September 29, 2020

1 Plaintiff Robert Lawson's ("Plaintiff") Unopposed Motion for Preliminary Approval of
2 Class Action Settlement came on for hearing before this Court in Department 6, Judge Stephen E.
3 Benson, Dept. 6 presiding, on June 8, 2022. The Court, having considered the papers submitted in
4 support of the motion and having heard oral argument of the parties, **HEREBY ORDERS THE**
5 **FOLLOWING:**

6 1. The Court grants preliminary approval of the settlement based upon the terms set
7 forth in the Stipulation of Resolution ("Stipulation") filed with the Court. The settlement appears
8 to be fair, adequate, and reasonable to the Class;

9 2. The Court finds that the settlement falls within the range of reasonableness and
10 appears to be presumptively valid, subject only to any objections that may be raised at the final
11 hearing;

12 3. The Court approves, as to form and content, the Notice of Proposed Class Action
13 and Private Attorneys General Act Settlement ("Notice") and also approves the procedure for
14 members of the Class to opt out of or object to the settlement as set forth in the Stipulation and the
15 Notice;

16 4. The Court directs the mailing of the Notice by first class mail to the Settlement Class
17 Members in accordance with the schedule set forth below. The Court finds that the dates selected
18 for the mailing and distribution of the Notice, as set forth herein, meet the requirements of due
19 process and provide the best notice practicable under the circumstances and shall constitute due
20 and sufficient notice to all persons entitled thereto;

21 5. It is ordered that the Settlement Class is preliminarily certified for settlement
22 purposes only. The Settlement Class is defined as follows: all persons who are or were employed
23 by Graphic Packaging International, LLC in the State of California as nonexempt employees who
24 were paid wages at any time during the Settlement Period [April 27, 2017 to October 25, 2021];

25 6. The Court approves and appoints Daniel F. Gaines, Esq., Alex P. Katofsky, Esq.,
26 and Miriam Schimmel, Esq. of Gaines & Gaines, APLC, Larry W. Lee, Esq. and Mai Tulyathan of
27 Diversity Law Group, P.C. and William L. Marder, Esq. of Polaris Law Group, LLP as Class
28 Counsel, and grants preliminary approval of an award of attorneys' fees of up to 35% of the

1 Settlement Amount (or \$437,000) and documented litigation costs of up to \$20,000 to Class
2 Counsel, subject to final approval by the Court following a further motion by Class Counsel;

3 7. The Court approves and appoints Plaintiffs Robert Lawson, Marty Linebarger, and
4 Marcos Castro as the Class Representatives and grants preliminary approval to proposed
5 enhancements in an amount not to exceed \$10,000 each;

6 8. The Court grants preliminary approval of the allocation of \$120,000 to penalties
7 under the Private Attorneys General Act (Labor Code §§ 2698 et seq.), of which 75% (\$90,000)
8 shall be paid to the LWDA and 25% (\$30,000) will be retained in the Net Settlement Fund for
9 distribution to Class Members employed during the PAGA period as penalties and apportioned
10 based on their Eligible Workweeks during the PAGA Period;

11 9. The Court hereby approves and appoints ILYM Group, Inc. as the Settlement
12 Administrator and grants preliminary approval of the payment of fees and other charges of the
13 Settlement Administrator in an amount not to exceed \$20,000; and

14 10. The Court orders the following schedule of dates for the specified actions/further
15 proceedings:

<u>EVENT</u>	<u>TIMING</u>
Last day for Defendant to provide to the Settlement Administrator a list of all Class Members, including their (1) name; (2) last known home address; (3) number of Eligible Workweeks as a class member during the Settlement Period; and (4) social security number ("Class List")	30 calendar days after entry of Court's Order granting preliminary approval of Settlement
Last day for Settlement Administrator to mail Class Notice to Class Members	10 calendar days after Settlement Administrator's receipt of Class List
Last day for Class Members to submit a written request for exclusion to the Settlement Administrator	45 calendar days after the initial mailing of the Class Notice to Class Members
Last day for Class Members to submit an Objection to the Settlement Administrator	45 calendar days after the initial mailing of the Class Notice to Class Members
Last day for Class Counsel to file and serve moving papers in support of final settlement approval and request for attorneys' fees and costs	10 calendar days before the final settlement approval hearing date

EVENT	TIMING
Last day for Class Counsel to file with the Court and serve declaration by Settlement Administrator specifying the due diligence undertaken with regard to the mailing of the Notice	10 calendar days before the final settlement approval hearing date
Final settlement approval hearing	<u>Oct. 5</u> , 2022, at <u>9:00</u> Am. (approximately 110 days after entry of this Order)

IT IS SO ORDERED.

Dated: 6/8/22


JUDGE OF THE SUPERIOR COURT
STEPHEN E. BENSON



**Superior Court of California
County of Butte**

1775 Concord Ave
Chico CA 95928
Civil
530-532-7009

Alex Paul Katofsky
Gaines & Gaines APLC
4550 E Thousand Oaks Blvd Ste 100
Westlake Village CA 91362

F I L E D Superior Court of California
County of Butte
JUN 08 2022
Sharif Elmallah, Clerk
By E. Piper Deputy **F I L E D**

Re: Lawson, Robert vs Graphic Packaging International, LLC

Case Number: 20CV01921

Proof of Mailing

I, Sharif Elmallah, Clerk of the Superior Court of the State of California, in and for the County of Butte, do hereby certify that on June 08, 2022, I served copies of Order Granting Preliminary Approval, in the above entitled action by placing the document(s) for collection and mailing on the date shown, following standard court practices in a sealed envelope with postage fully prepaid, to the parties shown below. The mailing occurred in Chico, California.

Mailed to:

Alex Paul Katofsky Gaines & Gaines, APLC 4550 E Thousand Oaks Blvd, Ste 100 Westlake Village, CA 91362

June 08, 2022

Sharif Elmallah,
Clerk of the Superior Court
By: E. Piper, Deputy Clerk