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Attorneys for Plaintiff

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN BERNARDINO**

ALMA BARRIGA, as an individual and on
behalf of all others similarly situated,

Plaintiff,

vs.

DUCOMMUN INCORPORATED, a
Delaware corporation; DUCOMMUN
AEROSTRUCTURES, INC., A Delaware
corporation; and DOES 1 through 100,

Defendants.

Case No. CIVSB 2028738

*[Assigned for all purposes to the Hon. David
S. Cohn, Dept. S26]*

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

Date: July 18, 2022
Time: 10:00 a.m.
Dept.: S26

Action Filed: December 16, 2020
Trial Date: None set

1 The Motion of Plaintiff Alma Barriga (“Plaintiff”) for Preliminary Approval of Class
2 Action Settlement (the “Motion”) came on regularly for hearing before this Court on July 18,
3 2022, at 10:00 a.m. The Court, having considered the proposed Stipulation of Settlement (the
4 “Settlement”), attached as Exhibit 1 to the Declaration of Paul K. Haines filed concurrently with
5 the Motion; having considered the Motion, Memorandum of Points and Authorities in support
6 thereof, and supporting declarations filed therewith, and any argument presented at the hearing
7 on the Motion; and good cause appearing, HEREBY ORDERS THE FOLLOWING:

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

15 All current and former non-exempt employees who worked for Defendant
16 Ducommun Aerostructures, Inc. in California at any time from December 16, 2016
17 through August 29, 2021 (“Class Period”) and who did not sign an individual
settlement and release.

18 2. For purposes of the Settlement, the Court designates Plaintiff as the Class
19 Representative, and designates Haines Law Group, APC as Class Counsel.

20 3. The Court designates Phoenix Settlement Administrators as the third-party
21 Settlement Administrator for mailing notices.

22 4. The Court approves, as to form and content, the Notice of Proposed Class and
23 Representative Action Settlement (“Notice”), and the Notice of Estimated Settlement Award,
24 attached as Exhibits A and B, respectively, to the Settlement (collectively, the “Notice Packet”).

25 5. The Court finds that the proposed form of notice to the Settlement Class members
26 regarding the pendency of this litigation and of the Settlement, and the methods of giving notice
27 to Settlement Class members, constitute the best notice practicable under the circumstances, and
28 constitute valid, due, and sufficient notice to all Settlement Class members. The proposed form

and method of giving notice complies fully with the requirements of California Code of Civil Procedure section 382, California Civil Code section 1781, California Rules of Court 3.766 and 3.769, the California and United States Constitutions, and other applicable law.

6. The Court further approves the procedures for Settlement Class members to opt out of or object to the Settlement, as set forth in the Notice.

7. The procedures and requirements for filing objections in connection with the Final Approval Hearing are intended to ensure the efficient administration of justice and the orderly presentation of any Settlement Class member's objection to the Settlement, in accordance with the due process rights of all Settlement Class members.

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

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

10. The Final Approval Hearing on the question of whether the Settlement should be finally approved is scheduled in in Department S26 of this Court, located at 247 W. Third Street, San Bernardino, California 92415 on _____, 2022 at _____ a.m. / p.m.

11. At the Final Approval 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, enhancement awards to Plaintiff, and settlement administration costs should be granted.

12. 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 enhancement award, and settlement administration costs prior to the Final Approval Hearing according to the time limits set by the Code of Civil Procedure and the California Rules of Court.

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13. An implementation schedule is below:

Event	Date
Ducommun to provide Class Data to Settlement Administrator no later than [10 business days after preliminary approval]:	August 1, 2022
Settlement Administrator to mail Notice Packets to Settlement Class members no later than [10 business days after receiving Class Data]:	August 15, 2022
Deadline for Settlement Class members to mail opt outs, objections, or disputes to the Settlement Administrator [60 days after mailing of Notice Packets]:	October 14, 2022
Deadline for Plaintiff to file Motion for Final Approval of Class Action Settlement:	November 4, 2022
Final Approval Hearing	_____, 2022

14. Pending the Final Approval Hearing, all proceedings in this litigation, other than proceedings necessary to carry out or enforce the terms and conditions of the Settlement and this Order, are stayed.

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

IT IS SO ORDERED.

Dated: _____, 2022

Honorable David S. Cohn
Judge of the Superior Court