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15 SUPERIOR COURT OF THE STATE OF CALIFORNIA
16
17 FOR THE COUNTY OF STANISLAUS
18

19 BRANDON HAWKINS and BRIAN
20 CANADY, individually and on behalf of all
21 others similarly situated; AMANDA OLVERA
22 and SABRINA MENDIOLA, individually, and
23 on behalf of other members of the general
24 public similarly situated and on behalf of other
25 aggrieved employees pursuant to the California
26 Private Attorneys General Act;

27 Plaintiff,

28 vs.

29 ONTEL SECURITY SERVICES, INC., a
30 California corporation; and DOES 1 through 50,
31 inclusive,

32 Defendants.

Case No. CV-20-005404

Consolidated with Case No. CV-21-002299

**[PROPOSED] ORDER GRANTING
PLAINTIFFS' MOTION FOR
PRELIMINARY APPROVAL OF CLASS
ACTION AND PAGA SETTLEMENT**

Date: November 22, 2024

Time: 8:30 a.m.

Dept.: 23

1 Arby Aiwarzian (SBN 269827)
2 Joanna Ghosh (SBN 272479)
3 Elizabeth Parker-Fawley (SBN 301592)
4 Ryan Slinger (SBN 351297)
5 **LAWYERS for JUSTICE, PC**
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9 Attorneys for Plaintiffs Amanda Olvera and Sabrina Mendiola
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1 Plaintiffs Brian Canady (“Canady”), Brandon Hawkins (“Hawkins”), Amanda Olvera
2 (“Olvera”), and Sabrina Mendiola’s (“Mendiola”) (collectively, “Plaintiffs”) Motion for
3 Preliminary Approval of Class Action and PAGA Settlement (“Motion”) came before this Court
4 on November 22, 2024, in Department 23, before the Honorable John D. Freeland, Judge
5 presiding. The Court having considered the papers submitted in support of the Motion and good
6 cause appearing therefor,

7
8 IT IS HEREBY ORDERED:

9 1. The Court grants preliminary approval of the Joint Stipulation of Class Action and
10 PAGA Settlement and Release of Claims (hereinafter “Stipulation of Settlement,” or “Settlement
11 Agreement”) between Plaintiffs and Defendant Ontel Security Services, Inc. (“Defendant”)
12 (collectively, the “Parties”) filed with the Motion. All terms used herein shall have the same
13 meaning as defined in the Stipulation of Settlement.

14 2. The settlement set forth in the Stipulation of Settlement appears to be fair, adequate
15 and reasonable to the Class. The Settlement falls within the range of reasonableness and appears to
16 be presumptively valid, subject only to any objections that may be raised at the final fairness hearing
17 and final approval by this Court.

18 3. A final fairness hearing on the question of whether the proposed Settlement,
19 attorneys’ fees to Class Counsel, costs of administration, and Class Representative’s Enhancement
20 Award should be finally approved as fair, reasonable and adequate as to the members of the Class
21 is scheduled in Department 23 on the date and time set forth in the Implementation Schedule in
22 Paragraph 10 below.

23 4. This Court approves, as to form and content, the Notice of Class and PAGA Action
24 Settlement (“Class Notice” or “Notice of Settlement”) (Exhibit 1 to the Settlement Agreement). The
25 Court approves the procedure for Class Members to opt out of and to object to the Settlement as set
26 forth in the Stipulation of Settlement and Class Notice.

5. The Court directs the mailing of the Class Notice by first-class mail to the Class Members in accordance with the Implementation Schedule set forth in Paragraph 10 below. The Court finds the dates selected for the mailing and distribution of the Class Notice, as set forth in the Implementation Schedule, meet the requirements of due process and provide the best notice practicable under the circumstances and shall constitute due and sufficient notice to all persons entitled thereto.

6. It is ordered that the Settlement Class is preliminarily certified for settlement purposes only, which is defined as: all current and former hourly-paid or non-exempt employees who worked for Defendant in California at any time during the Class Release Period (the time period from and including December 3, 2016, through August 4, 2024).

7. The Court confirms Plaintiffs Canady, Hawkins, Olvera, and Mendiola as Class Representatives, and William L. Marder of Polaris Law Group, Dennis S. Hyun of Hyun Legal APC, and Arby Aiwarzian, Joanna Ghosh, Elizabeth Parker-Fawley and Ryan Slinger of Lawyers for Justice, P.C. as Class Counsel as Class Counsel.

8. The Court confirms the appointment of Xpand Legal Consulting as the Settlement Administrator.

10. The Court orders the following Implementation Schedule for further proceedings:

a.	Deadline for Defendant to Submit Class Data and Aggrieved Employee Data to Settlement Administrator	21 calendar days after Order Granting Preliminary Approval
b.	Deadline for Settlement Administrator to Mail Class Notice to Class Members	28 calendar days after receiving Class Data and Aggrieved Employee Data
c.	Deadline for Class Members to Postmark Requests for Exclusion	45 calendar days after mailing of Class Notice
d.	Deadline for Receipt by Court, Settlement Administrator, and Counsel of any Objections to Settlement	45 calendar days after mailing of Class Notice

e.	Deadline for Class Counsel to file Motion for Final Approval of Settlement, including Request for Attorneys' Fees and Costs, and Enhancement Awards	16 Court days before Final Approval Hearing
f.	Deadline for Settlement Administrator to file Declaration of Due Diligence and Proof of Mailing	16 Court days before Final Approval Hearing
h.	Final Fairness Hearing and Final Approval	Date: _____, 2025 Time: _____ Department: 23
i.	Deadline for Defendant to fund settlement	30 calendar days after Effective Date
j.	Deadline for Settlement Administrator to mail Settlement Awards and Enhancement Award, and to wire transfer Attorneys' Fees and Costs (if Settlement is Effective)	30 calendar days after Funding Date
k.	Deadline for Class Members to cash Settlement checks (if Settlement is Effective)	180 calendar days after Settlement Administrator mails Settlement Awards and Enhancement Awards

IT IS HEREBY ORDERED.

Dated: _____, 2022

Judge of the Superior Court

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STATE OF CALIFORNIA]
COUNTY OF SAN BENITO]ss.

On October 15, 2024, I served the following document(s) described as: **[PROPOSED] ORDER GRANTING PLAINTIFF'S MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION AND PAGA SETTLEMENT** the interested parties in this action as follows:

Dennis S. Hyun, Esq.
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Hyun Legal, A P.C.
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Suite 1250
Los Angeles, CA 90071
Attorney for the Plaintiff and class

I declare under penalty of perjury under the laws of the State of California that the above is true and correct. Executed on October 15, 2024, at Hollister, California.

Megan Tittle
Megan Tittle