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Attorneys for Plaintiff Steven Yetter and
on behalf of all other similarly aggrieved employees

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SHASTA**

Steven Yetter, on behalf of himself and all
other similarly aggrieved employees,

Plaintiff,

vs.

Select Comfort Retail Corp., a Minnesota
corporation; and Does 1-25, inclusive,

Defendants.

Case No.: SCRDCVCV21-0197881-000

(Assigned to the Hon. Stephen H. Baker, Dept. 3)

**[PROPOSED] ORDER GRANTING
PLAINTIFF'S MOTION TO APPROVE
SETTLEMENT AGREEMENT PURSUANT
TO THE PRIVATE ATTORNEYS GENERAL
ACT AND JUDGMENT THEREON**

Date: April 11, 2022

Time: 8:30 a.m.

Dept.: 3

Complaint Filed: July 29, 2021

Trial Date: June 28, 2022

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[PROPOSED] ORDER GRANTING MOTION TO APPROVE SETTLEMENT PURSUANT TO THE PRIVATE
ATTORNEYS GENERAL ACT

CLERK OF THE SHASTA COUNTY
SUPERIOR COURT - CIVIL DIVISION

1 Plaintiff Steven Yetter (“Plaintiff”) and Defendant Select Comfort Retail Corp.
2 (“Defendant”) (jointly with Plaintiff, the “Parties”) have entered into the Private Attorneys
3 General Act Settlement Agreement (“Settlement Agreement”) to settle the above-captioned
4 representative action subject to the Court’s approval (the “Settlement”).

5 This matter is now before the Court on Plaintiff’s Motion to Approve Settlement
6 Agreement Pursuant to the Private Attorneys General Act. The Court has read, heard, and
7 considered all the pleadings and documents submitted, and the presentations made in connection
8 with the Motion which came on for hearing on _____, 2022.

9 **NOW THEREFORE, IT IS ORDERED, ADJUDGED, AND DECREED:**

10 The Court hereby approves the Parties’ proposed Settlement and hereby enters FINAL
11 JUDGMENT based on the terms set forth in the Parties’ Settlement in favor of Plaintiff and the
12 PAGA Representative Group in the amount of \$112,500.00. Of this, \$10,000.00 is awarded to
13 Plaintiff for serving as the PAGA representative and for the release of his individual claims,
14 \$37,500.00 is awarded as attorneys’ fees paid to Plaintiff’s Counsel, \$10,024.95 is awarded as
15 costs paid to Plaintiff’s Counsel, and \$4,000.00 is awarded as administration costs paid to the
16 Settlement Administrator. The balance of the Gross Settlement Fund remaining after deduction
17 of the approved Service Award to the Plaintiff, attorneys’ fees and costs, and settlement
18 administration fees (the “PAGA Payment”), will be available for distribution to the LWDA and
19 PAGA Representative Group. (*Id.* ¶¶ 1.7, 1.8, 6.3.) Seventy-five percent of the PAGA Payment,
20 or approximately \$38,231.29 will be paid to the LWDA for PAGA penalties. (*Id.* ¶ 6.3.) The
21 remaining twenty-five percent, or approximately \$12,743.76, will be distributed to the PAGA
22 Representative Group (“Net Settlement Proceeds”), on a pro rata basis.

23 This Judgment incorporates by reference the definitions in the Settlement Agreement, and
24 all terms defined therein shall have the same meaning as set forth in the Settlement Agreement.

25 This Judgment is entered as part of a Settlement and the Court has made no findings of
26 liability or provided any notice of PAGA violations.

27 As a result of this Judgment, Plaintiff and the PAGA Representative Group are barred
28 from prosecuting any of the claims covered by the Released Claims, as defined in the Settlement

1 Agreement, against Defendant and the Released Parties.

2 This Judgment is intended to be a final disposition in its entirety of the above captioned
3 action. Without affecting the finality of this judgment in any way, the Court retains jurisdiction
4 of all matters relating to the interpretation, administration, implementation, effectuation, and
5 enforcement of the Settlement pursuant to C.C.P. § 664.6.

6 **IT IS SO ORDERED.**

7 DATED: _____

8 HON. STEPHEN H. BAKER
9 SUPERIOR COURT OF CALIFORNIA
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