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15 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
16 **FOR THE COUNTY OF ORANGE**

17 CHARLES CLARK, individually, and on behalf
18 of all others similarly situated,

19 *Plaintiff,*

20 vs.

21 POWERSTONE PROPERTY MANAGEMENT,
22 INC., a California corporation; and DOES 1
23 through 10, inclusive,

24 *Defendants.*

Case No.: 30-2021-01212747-CU-OE-CXC

[Hon. Lon F. Hurwitz, Dept. CX103]

NOTICE OF RULING

Complaint Filed: July 29, 2021

Trial Date: None Set

1 **TO THE LABOR AND WORKFORCE DEVELOPMENT AGENCY AND TO ALL**
2 **PARTIES AND THEIR ATTORNEYS OF RECORD:**

3 PLEASE TAKE NOTICE that on January 31, 2025, the Court granted Plaintiff’s Motion
4 for Final Approval of Class Action and PAGA Settlement and scheduled a Final Accounting
5 Hearing for July 31, 2025 at 1:30 p.m. in Department CX103. Attached hereto as “Exhibit A”
6 is the Court’s January 31, 2025 Order.

7
8 Dated: February 4, 2025

Respectfully submitted,

9 MOON LAW GROUP, PC

10
11 By: /s/ Julie Oh

Kane Moon
Allen Feghali
Edwin Kamarzarian
Julie Oh

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14 Attorneys for Plaintiff Howard Clark
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EXHIBIT A

**SUPERIOR COURT OF CALIFORNIA,
COUNTY OF ORANGE
CIVIL COMPLEX CENTER**

MINUTE ORDER

DATE: 01/31/2025

TIME: 01:30:00 PM

DEPT: CX103

JUDICIAL OFFICER PRESIDING: Lon F. Hurwitz

CLERK: S. Turner

REPORTER/ERM: None

BAILIFF/COURT ATTENDANT: A. Condaras

CASE NO: **30-2021-01212747-CU-OE-CXC** CASE INIT.DATE: 07/26/2021

CASE TITLE: **Clark vs. PowerStone Property Management, Inc.**

CASE CATEGORY: Civil - Unlimited CASE TYPE: Other employment

EVENT ID/DOCUMENT ID: 74477932

EVENT TYPE: Motion for Final Approval

MOVING PARTY: Charles Clark

CAUSAL DOCUMENT/DATE FILED: Motion - Other for Final Approval of Class Action and PAGA Settlement, 01/06/2025

APPEARANCES

Julie Oh, from Moon & Yang, APC, present for Plaintiff(s) remotely.

James Rumm, from Kennedy, McCarthy & Rumm, LLP, present for Defendant(s) remotely.

Tentative Ruling posted on the Internet .

The Court hears oral argument and adopts the tentative ruling, modified as follows:

The Court eliminates Item Nos. 1 and 2 of the Issues to be Addressed. Those issues are resolved. Item Nos. 3 and 4 needs to be addressed.

Motion for Final Approval

On January 6, 2025, Plaintiff filed the current Motion for Final Approval of Class Action and PAGA Settlement. (ROA 264.) This is the first hearing on the matter.

ISSUES TO BE ADDRESSED:

3. Proposed Order must provide proposed date for Final Accounting hearing, taking into consideration the time required to remit any uncashed settlement funds to the State Controller's Unclaimed Property Fund.

4. Paragraph 28 of Proposed Order should refer to the "Final Accounting hearing", not the "(Non-Appearance) Compliance Hearing". Paragraph should also include address of courthouse where hearing will take place.

RULING:

The Motion for Final Approval of Class Action and PAGA Settlement is **CONDITIONALLY GRANTED, on the condition that counsel address the issues identified above and provide the supplemental declaration of the settlement administrator and the revised Proposed Order within five (5) court**

days of this ruling.

If this condition is met, the Court will approve the following disbursements:

Attorneys' fees \$90,000.00

Litigation costs \$12,496.79

Administration costs \$ 8,250.00

Enhancement award \$ 7,500.00

LWDA PAGA payment \$15,000.00

Final Accounting will be set for July 31, 2025, at 1:30 p.m. in Department CX103. Counsel shall submit the administrator's final report and declaration at least nine (9) court days prior to the Final Accounting hearing. The final report must include all information necessary for the Court to determine the total amount actually paid to Class Members and any amounts disbursed to the State Controller's Office Unclaimed Property Fund. If the uncashed funds are not fully disbursed by the report deadline, counsel must request a continuance.

Plaintiffs to give notice of ruling, including to the LWDA, and file proof of service within five (5) court days.