

FILED
Superior Court of California
County of Los Angeles

06/21/2024

David W. Slayton, Executive Officer / Clerk of Court

By: T. Lewis Deputy

Nazo Koulloukian, SBN 263809
nazo@koullaw.com
KOUL LAW FIRM, APC
3435 Wilshire Blvd., Suite 1710
Los Angeles, CA 90010
Telephone: (213) 761-5484
Facsimile: (818) 561-3938

Sahag Majarian, II, Esq. SBN 146621
Sahagii@aol.com
Garen Majarian, Esq. SBN 334104
garen@majarianlawgroup.com
MAJARIAN LAW GROUP, APC
18250 Ventura Blvd.
Tarzana, CA 91356
Telephone: (818) 609-0807
Facsimile: (818) 609-0892

Attorneys for Plaintiff and the putative class

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
LOS ANGELES COUNTY**

ERIKA NUNEZ, on behalf of herself and others
similarly situated,

Plaintiff,

vs.

ANSIBLE GOVERNMENT SOLUTIONS LLC,
a Delaware Corporation, and DOES 1-50,
inclusive,

Defendants.

Case No: 22STCV35081

CLASS-ACTION

**~~PROPOSED~~ ORDER GRANTING FINAL
APPROVAL TO CLASS ACTION
SETTLEMENT AND APPLICATION FOR
CLASS COUNSEL FEES, CLASS
COUNSEL COSTS, SERVICE
PAYMENTS, AND FINAL JUDGMENT
THEREON**

1 On June 21, 2024, a hearing was held on Plaintiff ERIKA NUNEZ's unopposed Motion for
2 Final Approval of the Class Action Settlement and Motion for Class Counsel Fees, Class Counsel
3 Costs, and Service Payment.

4 The Parties have submitted their settlement and release agreement ("Settlement"), which
5 this Court preliminarily approved on February 26, 2024 (the "Preliminary Approval Order"). Under
6 the Preliminary Approval Order, Class Members have been given adequate notice of the terms of
7 the Settlement and the opportunity to object to it or to exclude themselves from it.

8 Having received and considered the Settlement, the supporting papers filed by the Parties,
9 and the evidence and argument received by the Court before entering the Preliminary Approval
10 Order and at the Final Approval Hearing, the Court grants final approval of the Settlement, enters
11 this Final Approval Order and Judgment, and HEREBY ORDERS and MAKES
12 DETERMINATIONS as follows:

13 1. Except as otherwise specified herein, the Court for purposes of this Final Approval
14 Order and Judgment adopts all defined terms set forth in the Settlement.

15 2. For settlement purposes only, the Court grants certification of the Class. The Class
16 is defined as: All persons who are employed or have been employed by Defendant in the State of
17 California as hourly, non-exempt employees at any time between November 3, 2018, to September
18 22, 2023.

19 3. Pursuant to the Preliminary Approval Order, the Notice of Proposed Class Action
20 Settlement and Final Approval Hearing ("Class Notice") was sent to each Class Member on March
21 12, 2024, by first-class mail. The Class Notice informed Class Members of the terms of the
22 Settlement, their right to receive an Individual Settlement Payment, their right to comment on or
23 object to the Settlement and/or the attorneys' fees and costs, their right to elect not to participate in
24 the Settlement and pursue their own remedies, their right to appear in person and/or by counsel at
25 the Final Approval Hearing and be heard regarding approval of the Settlement, and of other actions
26 pending against Defendants. Adequate periods of time were provided by each of these procedures.

27 4. The Court finds and determines that this notice procedure afforded adequate
28

1 protections to Class Members and provides the basis for the Court to make an informed decision
2 regarding approval of the Settlement based on the responses of Class Members. The Court finds
3 and determines that the notice provided in this case was the best notice practicable, which satisfied
4 the requirements of law and due process.

5 5. The Court finds and determines that no individuals have requested to be excluded
6 from the Settlement.

7 6. For the reasons stated in the Preliminary Approval Order, the Court finds and
8 determines that the terms of the Settlement are fair, reasonable, and adequate to the Class and to
9 each Class Member and that the Participating Class Members will be bound by the Settlement, that
10 the Settlement is ordered finally approved, and that all terms and provisions of the Settlement
11 should be and hereby are ordered to be consummated.

12 7. The Court finds and determines that the all-inclusive Gross Settlement Amount in
13 the amount of \$450,000.00 and the Individual Settlement Payments to be paid to the Participating
14 Class Members under the Settlement are fair and reasonable. The Court hereby grants final approval
15 to and orders the payment of those amounts to be distributed to the Participating Class Members
16 out of the Net Settlement Amount in accordance with the Settlement. Pursuant to the terms of the
17 Settlement, the Settlement Administrator is directed to make the payments to each Participating
18 Class Member.

19 8. The Court finds and determines that the Settlement Administration Cost for the
20 Settlement in the amount of \$8,500 is fair and reasonable. The Court hereby grants final approval
21 to and orders that the payment of that amount be paid out of the Gross Settlement Amount to the
22 Settlement Administrator in accordance with the Settlement.

23 9. The Court finds and determines that the request by Plaintiff ERIKA NUNEZ for a
24 Service Payment is fair and reasonable and hereby orders that the requested payment in the amount
25 of \$10,000 be paid to Plaintiff out of the Gross Settlement Amount.

26 10. The Court further finds and determines that the request by Class Counsel for the
27 Class Counsel Fee is fair and reasonable and hereby orders that \$150,000 (33.33% of the Gross
28

1 Settlement Amount) be paid to Koul Law Firm and Majarian Law Group, APC, out of the Gross
2 Settlement Amount.

3 11. The Court also finds and determines that the request by Class Counsel for Class
4 Counsel Expenses is fair and reasonable and hereby orders that \$14,901.10 be paid to Koul Law
5 Firm and Majarian Law Group, APC, out of the Gross Settlement Amount.

6 12. Upon entry of this Final Approval Order and funding of the Gross Settlement
7 Amount, as well as employer-side taxes, the Participating Class Members will forever completely
8 release and discharge the Released Parties from the Released Class Claims for the Class Period.

9 13. Upon entry of this Final Approval Order and funding of the Gross Settlement
10 Amount, as well as employer side taxes, Plaintiff, the Labor Commissioner/LWDA on behalf of
11 the State of California, and all PAGA Aggrieved Employees will forever completely release and
12 discharge the Released Parties from the Released PAGA Claims through the PAGA Period.

13 14. Pursuant to the terms of the Settlement, Plaintiff makes an additional general
14 releases as defined in the Settlement. Plaintiff expressly waives and relinquishes all rights and
15 benefits afforded by Section 1542 which states:

16
17 **A general release does not extend to claims which the creditor or releasing**
18 **party does not know or suspect to exist in her or her favor at the time of**
executing the release and that, if known by him or her, would have materially
affected his or her settlement with the debtor or released party.

19
20 15. Nothing in this Order shall preclude any action to enforce the Parties' obligations
21 under the Settlement or under this Order, including the requirement that Defendant make payment
22 in accordance with the Settlement.

23 16. If, for any reason, the Settlement ultimately does not become Final (as defined by
24 the Settlement), this Final Approval Order will be vacated; the Parties will return to their respective
25 positions in the action as those positions existed immediately before the Parties executed the
26 Settlement; and nothing stated in the Settlement or any other papers filed with this Court in
27 connection with the Settlement will be deemed an admission of any kind by any of the Parties or
28 used as evidence against, or over the objection of, any of the Parties for any purpose in the Action

1 or in any other action.

2 17. The Parties entered into the Settlement solely for the purpose of compromising and
3 settling disputed claims. Defendant in no way admits any violation of law or any liability
4 whatsoever to Plaintiff and the Class, individually or collectively, all such liability being expressly
5 denied by Defendant.

6 18. All uncashed settlement checks will be Bet Tzedek Employment Rights Project
7 pursuant to CCP 384(b), the Parties designated *cy pres* recipient.

8 19. By means of this Final Approval Order, this Court hereby enters final judgment in
9 this Action.

10 20. Without affecting the finality of this Final Approval Order and Judgment in any
11 way, pursuant to California Rules of Court, 3.769(h), the Court retains jurisdiction of all matters
12 relating to the interpretation, administration, implementation, effectuation and enforcement of this
13 Order, Judgment and the Settlement under Code of Civil Procedure § 664.6.

14 21. The Parties are hereby ordered to comply with the terms of the Agreement.

15 22. Each side is to bear its own costs and attorneys' fees except as provided by the
16 Settlement and this Final Approval Order and Judgment.

17 23. The Court sets a final accounting hearing for June 23, 2025, ~~2024~~. Plaintiff
18 must file a final report and amended Final Approval Order and Judgment setting forth the amount
19 distributed to the *cy pres* recipient 9 days before the final accounting hearing.

20
21
22 DATED: 06/21/2024



23
24 THE HON. DAVID S. CUNNINGHAM III

PROOF OF SERVICE

Case No. 22STCV35081

Nunez v. Ansible Government Solutions LLC, et al.

I, IVETTE HERNANDEZ declare that I am a resident of or employed in the County of Los Angeles, California. I am over the age of 18 years and not a party to the entitled case. The name and address of my residence or business is KOUL LAW FIRM, 3435 Wilshire Blvd. Ste. 1710, Los Angeles, California 90010.

On May 29, 2024, I served the foregoing document described as:

[PROPOSED] ORDER GRANTING FINAL APPROVAL TO CLASS ACTION SETTLEMENT AND APPLICATION FOR CLASS COUNSEL FEES, CLASS COUNSEL COSTS, SERVICE PAYMENTS, AND FINAL JUDGMENT THEREON

 X **BY ELECTRONIC SERVICE:** Based on a court order or an agreement of the parties to accept electronic service, I caused the documents to be sent to the persons at the electronic service addresses listed above via third-party cloud service **CASEANYWHERE.**

on the interested parties in this action by sending [] the original [or] [✓] a true copy thereof [✓] to interested parties as follows [or] [] as stated on the attached service list:

Steve B. Soltman Esq.
Steven S. Nimoy, Esq.
**SOLTMAN, LEVITT, FLAHERTY &
WATTLES LLP**
90 E. Thousand Oaks Blvd., Ste. 300
Thousand Oaks, CA 91360
Telephone: (805) 497-7706
Facsimile: (805) 497-1147
ssoltman@slfesq.com
snimoy@slfesq.com

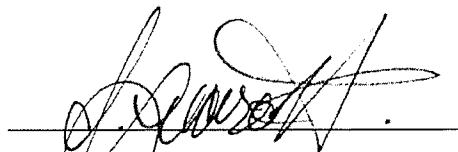
***Attorneys for Defendant, ANSIBLE
GOVERNMENT SOLUTIONS, LLC***

Sahag Majarian, Esq.
Garen Majarian, Esq.
MAJARIAN LAW GROUP, APC
18250 Ventura Blvd.
Tarzana, CA 91356
Telephone: (818) 609-0807
Facsimile: (818) 609-0892
sahagii@aol.com
garen@majarianlawgroup.com

***Attorneys for Plaintiff, ERIKA NUNEZ, and
all putative class members***

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

Executed on this May 29, 2024, in Los Angeles, California.


IVETTE HERNANDEZ