

Tyler Woods (SBN 232464)
tyler.woods@wilshirelawfirm.com
James Yoo (SBN 310680)
James.yoo@wilshirelawfirm.com
Heriberto Ponce (SBN 339713)
eddie.ponce@wilshirelawfirm.com
Ruby Carrera (SBN 343745)
ruby.carrera@wilshirelawfirm.com
Karen L. Wallace
Karen.wallace@wilshirelawfirm.com
WILSHIRE LAW FIRM, PLC
660 South Figueroa Street, Sky Lobby
Los Angeles, California 90017
Telephone: (213) 381-9988
Facsimile: (213) 381-9989

Attorneys for Plaintiff

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

MARC JOSEPH HIDALGO, on behalf of the
State of California and other aggrieved persons,

Plaintiff,

vs.

ANDERSON ENTERPRISES, INC. DBA
ROYAL AUTOMOTIVE GROUP/ROYAL
MOTOR SALES, a California corporation; and
DOES 1 through 10, inclusive,

Defendants.

Case No.: CGC-21-596356

*[Assigned to the Hon. Joseph M. Quinn,
Dept. 302]*

**[PROPOSED] ORDER GRANTING
PLAINTIFF'S MOTION FOR
PRELIMINARY APPROVAL OF CLASS
ACTION SETTLEMENT**

PRELIMINARY APPROVAL HEARING

Date: July 31, 2026

Time: 9:00 a.m.

Dept: 302

Complaint filed: November 1, 2021

FAC filed: April 3, 2026

Trial date: None Set

[PROPOSED] ORDER

The Court has before it Plaintiff Marc Joseph Hidalgo’s (“Plaintiff”) Motion for Preliminary Approval of Class Action Settlement (the “Motion”). Having reviewed the Motion along with the accompanying papers, the Class Action Settlement Agreement and Class Notice (“Agreement”), and good cause appearing, the Court hereby finds and orders as follows:

1. Any defined terms used herein without definition shall be given their prescribed definition from the Agreement.

2. The Court finds on a preliminary basis that the Settlement appears to be fair, adequate, and reasonable and therefore meets the requirements for preliminary approval. The Court grants preliminary approval of the Settlement and the Class (as defined below) based upon the terms set forth in the Agreement between Plaintiff and Defendant Anderson Enterprises Inc., dba Royal Automotive Group/Royal Motor Sales (“Defendant”) (collectively, the “Parties”). A true and correct copy of the Agreement is attached to the Declaration of Conor J.D. Gomez in Support of Plaintiff’s Motion for Preliminary Approval of Class Action Settlement as **Exhibit 1**. A true and correct copy of the revised Notice of Class Action and PAGA Settlement and Hearing Date for Final Court Approval (“Class Notice”) is attached to the Supplemental Declaration of Karen L. Wallace (“Wallace Decl.”) as **Exhibit C**.

3. The Settlement falls within the range of reasonableness of a settlement which could ultimately be given final approval by this Court, and appears to be presumptively valid, subject only to any objections that may be raised at the final approval hearing and final approval by this Court. The Court notes that Defendant has agreed to create a common fund of \$510,000.00 (the “Gross Settlement Fund”) to cover (a) settlement payments to Class members who do not validly opt out; (b) a \$20,000.00 payment (the “Total PAGA Payment”) for the share of the Settlement of claims for penalties under the Private Attorneys General Act (“PAGA”), Lab. Code 2698, *et seq.*, allocated 75% (\$15,000.00) to the LWDA (the “PAGA Payment to the LWDA”) and 25% (\$5,000.00) to Aggrieved Employees on a pro rata basis (“PAGA Payment to Aggrieved Employees”); (c) a Class Representative Enhancement of up to \$10,000.00 for Plaintiff; (c) Class Counsel’s attorneys’ fees not to exceed one-third (1/3) of the

1 Gross Settlement Amount (\$170,000.00) (“Class Counsel Attorneys’ Fees”), and up to
2 \$15,000.00 in costs for actual litigation expenses incurred by Class Counsel (“Class Counsel
3 Attorneys’ Costs”); and (d) a payment to Phoenix Class Action Administration Solutions (the
4 “Administrator”) of up to \$8,950.00 (“Settlement Administration Expenses”).

5 4. The Court preliminarily finds that the terms of the Settlement appear to be within
6 the range of possible approval, pursuant to California Code of Civil Procedure § 382 and
7 applicable law. The Court finds on a preliminary basis that: (1) the Gross Settlement Fund is
8 fair, adequate, and reasonable to the Class when balanced against the probable outcome of
9 further litigation relating to class certification, liability and damages issues, and potential
10 appeals; (2) significant informal discovery, investigation, research, and litigation have been
11 conducted such that counsel for the Parties at this time are able to reasonably and intelligently
12 evaluate their respective positions; (3) settlement at this time will avoid substantial costs, delay,
13 and risks that would be presented by further litigation; and (4) the proposed Settlement has been
14 reached as the result of intensive, serious, and non-collusive negotiations between the Parties
15 with the assistance of a well-respected class action mediator. Accordingly, the Court
16 preliminarily finds that the Agreement was entered into in good faith.

17 5. A final approval hearing regarding whether the proposed Settlement, Class
18 Counsel Attorneys’ Fees, Class Counsel Litigation Costs, the Total PAGA Payment to settle
19 PAGA claims, and the Class Representative Enhancement should be finally approved as fair,
20 adequate, and reasonable as to the Class is hereby set in accordance with the implementation
21 schedule set forth below.

22 6. For settlement purposes, the Court provisionally certifies the Class defined as all
23 nonexempt individuals employed by the Company or any Released Party in California during
24 the relevant time period (the “Class” or “Class Members”).

25 7. The Court finds, for settlement purposes only, that the Class meets the
26 requirements for certification under California Code of Civil Procedure § 382 in that: (1) Class
27 Members are so numerous that joinder is impractical; (2) there are questions of law and fact that
28 are common, or of general interest, to all Class Members, which predominate over individual

1 issues; (3) Plaintiff's claims are typical of Class Members' claims; (4) Plaintiff and Class
2 Counsel will fairly and adequately protect the interests of the Class; and (5) a class action is
3 superior to other available methods for the fair and efficient adjudication of the controversy.

4 8. The Court appoints Plaintiff as Class Representative, for settlement purposes
5 only. The Court further preliminarily approves Plaintiff's request for a Class Representative
6 Enhancement in an amount not to exceed \$10,000.

7 9. The Court appoints, for settlement purposes only, Tyler J. Woods, James Yoo,
8 Heriberto Ponce, and Ruby Carrera of Wilshire Law Firm, PLC as Class Counsel. The Court
9 further preliminarily approves Class Counsel's request for Class Counsel Attorneys' Fees in an
10 amount not to exceed one-third (1/3) of the Gross Settlement Fund (\$170,000.00) and Class
11 Counsel Litigation Costs in an amount not to exceed \$15,000.00.

12 10. The Court appoints Phoenix Class Action Administration Solutions as the
13 Administrator and approves a request for Settlement Administration Expenses in an amount not
14 to exceed \$8,950.00.

15 11. The Court approves, as to form and content the Class Notice, a true and correct
16 copy of which is attached as Exhibit C to the Wallace Declaration. The Court finds on a
17 preliminary basis that plan for distribution of the Class Notice to Class Members satisfies due
18 process, provides the best notice practicable under the circumstances, and shall constitute due
19 and sufficient notice to all persons entitled thereto.

20 12. The Parties are ordered to carry out the Settlement according to the terms of the
21 Agreement.

22 13. Any Class Member who does not timely and validly request exclusion from the
23 Settlement may object to the Settlement Agreement.

24 14. The Court orders the following implementation schedule:

25 Defendant to provide Class List to the 26 Settlement Administrator 27	Within 21 business days after the Court grants Preliminary Approval of the Settlement
--	---

Settlement Administrator to mail the Class Notice	Within 10 days after receipt of the Class List from the Defendant
Response Deadline	45 days after Notice is mailed out by the Settlement Administrator 14 days additional days for any Notices that were resent
Deadline to file Motion for Final Approval, Request for Attorneys' Fees and Costs, and Service Award to Plaintiff	16 court days before hearing on Motion for Final Approval
Final Approval Hearing	<u>December 7, 2026, at 9 a.m.</u> , or first available date thereafter, in Department 302. The hearing may be continued to another date without further notice to the Class Members.

15. The Court further ORDERS that, pending further order of this Court, all proceedings in this lawsuit, except those contemplated herein and in the Settlement, are stayed.

16. _____

_____.

IT IS SO ORDERED.

Date: _____

Hon. Joseph M. Quinn
Judge of the Superior Court