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

11 MICAH BROHAWN, an individual, on behalf
12 of himself, the State of California, as a private
13 attorney general, and on behalf of all others
14 similarly situated,

15 Plaintiff,

16 v.

17 AUTOMOBILE ACCESSORIES COMPANY, a
18 California Corporation; and DOES 1 TO 50,
19

20 Defendants.
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FILED

OCT 31 2022

SHASTA COUNTY SUPERIOR COURT
BY: M. PARTRIDGE, DEPUTY CLERK

Case Number: 198019

BLB
~~[Proposed]~~ Order Granting Preliminary
Approval of Class Action Settlement

By Fax

[PROPOSED] ORDER

This matter having come for hearing regarding Plaintiff's unopposed *Motion for Preliminary Approval of Class Action Settlement* (the "Motion") on the terms set forth in the parties' *Settlement Agreement and Release of Class Action* (the "Settlement") attached as **Exhibit A** to the concurrently filed Declaration of Jonathan Melmed in support of Plaintiff's Motion for Preliminary Approval of Class Action Settlement. Having considered the Settlement, all papers and proceedings held herein, and having reviewed the entire record in this action, the Court hereby finds and orders:

1. The Court grants Plaintiffs leave file the overlength brief attached to the Motion.

2. All pending hearings and deadlines are hereby vacated, except those provided in the implementation schedule below.

3. The Court grants preliminary approval of the Settlement and the "Settlement Class" (as that term is defined in the Motion) based upon the terms set forth in the Settlement. All terms used herein shall have the same meaning as defined in the Motion. The resolution set forth in the Settlement appears to be fair, adequate, and reasonable to the Settlement Class.

4. The Settlement falls within the range of reasonableness and is presumptively valid, subject only to any objections that may be raised at the final fairness hearing and final approval by this Court.

5. A final fairness hearing on the question of whether the proposed Settlement, the attorneys' fees and costs to Plaintiff's counsel, and Plaintiff's enhancement award should be finally approved as fair, reasonable, and adequate as to the members of the Class is scheduled in Department 3 on the date and time set forth in the implementation schedule below.

6. This Court approves, as to form and content, the *Notice of Proposed Class Action Settlement* ("Class Notice") and *Class Action Settlement Share Form* ("Share Form") to be distributed to the Class Members pursuant to the Settlement in substantially the same form as is attached to the Settlement as **Exhibit 1** and **Exhibit 2**, respectively. The Court approves the procedure for Class Members to participate in, to opt out of, and to object to the Settlement as set forth in the Settlement.

7. 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 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 constitute the best notice practicable under the circumstances and due and sufficient notice to all persons entitled thereto.

8. The Court preliminarily certifies the Class, as defined in the Motion, for settlement purposes.

9. The Court confirms Plaintiff Micah Brohawn (“Plaintiff” or “Class Representative”) as class representative.

10. The court confirms Jonathan Melmed, Kyle D. Smith, and Joanne Kim of Melmed Law Group P.C. as class counsel.

11. The court appoints ILYM Group, Inc. as the settlement administrator.

12. To facilitate administration of the Settlement pending final approval, the court hereby enjoins Plaintiff and all members of the Class from filing or prosecuting any claims, suits, or administrative proceedings (including filing claims with the Division of Labor Standards Enforcement of the California Department of Industrial Relations) regarding claims released by the Settlement, unless and until such Class Members have filed valid requests for exclusion with the Settlement Administrator and the time for filing claims with the Settlement Administrator has elapsed.

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

a.	Deadline for Defendants to Submit Class List to the Settlement Administrator	[Within fourteen (14) calendar days of this order.]
b.	Deadline for Settlement Administrator to Mail Notice Packets to all Class Members	[Within twenty-eight (28) calendar days of receipt of the Class Data from Defendants.]
c.	Deadline for Class Members to Postmark Share Forms with Challenges	[Within forty-five (45) days after mailing of the Class Notice.]
d.	Deadline for Class Members to Postmark Requests for Exclusion	[Within forty-five (45) days after mailing of the Class Notice.]
e.	Deadline for Class Members to Submit Any Objections to Settlement	[Within forty-five (45) days after mailing of the Class Notice.]

f.	Deadline for Settlement Administrator to Provide Class Counsel with Declaration of Due Diligence	[At least twenty-one (21) calendar days prior to final approval and fairness hearing.]
f	Final Approval and Fairness Hearing	_____, 2023 at _____ a.m./p.m.

14. If any of the dates in this implementation schedule fall on a weekend, bank or court holiday, the time to act shall be extended to the next business day.

IT IS SO ORDERED.

Dated: **OCT 31 2022**

B.L. BOECKMAN

Judge of the Superior Court, County of Shasta