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Attorneys for Plaintiff and the aggrieved employees

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

KANDICE NEWLEN, an individual, on
behalf of herself and others similarly situated

PLAINTIFF,

v.

RLH FIRE PROTECTION, INC.; and DOES
1 thru 50, inclusive,

DEFENDANTS.

Case No. BCV-21-102503-DRZ

[Case Assigned for All Purposes to Hon. David
Zulfa in Dept. J]

**[PROPOSED] ORDER GRANTING
APPROVAL OF REPRESENTATIVE
ACTION SETTLEMENT**

Date: July 19, 2024

Time: 8:30 a.m.

Dept.: J

Complaint Filed: October 25, 2021

Trial Date: None Set

1 **[PROPOSED] ORDER**

2 The Motion for Approval of Representative Action Settlement (“Motion”) came before this
3 Court, the Honorable David Zulfa, presiding. The Court, having considered the papers submitted
4 in support of the motion of the parties, **HEREBY ORDERS THE FOLLOWING:**

5 Having considered Plaintiff’s Motion, and all legal authorities and documents submitted
6 in support thereof, including the PAGA Settlement Agreement (“Agreement”), attached to the
7 Declaration of Liane Katzenstein Ly as Exhibit “1”, and good cause appearing, IT IS HEREBY
8 ORDERED that Plaintiff’s Motion is GRANTED, subject to the following findings and orders:

- 9 1. The Court finds the Settlement is fair and reasonable.
- 10 2. The Court approves the Gross Settlement Amount of \$140,000.00¹.
- 11 3. The Court approves the PAGA Penalties in the amount of \$76,276.04.
- 12 4. The Court approves 75% of the PAGA Penalties being allocated to the LWDA in
13 the amount of \$57,207.03.
- 14 5. The Court approves the requested named Plaintiff enhancement payment of
15 \$5,000.00 to named Plaintiff KANDICE NEWLEN.
- 16 6. The Court approves PAGA Counsel’s request for attorney fees of \$46,662.00.
- 17 7. The court approves the PAGA Counsel’s request for reimbursement of case costs
18 in the amount of \$7,061.96.
- 19 8. The Court approves the settlement administration costs of \$5,000.00.
- 20 9. The Parties are ordered to carry out the terms of the Agreement.

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28 ¹ Unless otherwise defined herein, all capitalized terms shall have the meaning assigned to them in the Agreement.

10. Pursuant to C.C.P §664.6, the Court shall have and retain continuing jurisdiction over this action and the Parties and the Aggrieved Employees including after the entry of this Order, to the fullest extent necessary to interpret, enforce and effectuate the terms and intent of the Agreement and this Order.

DATED: _____

JUDGE OF THE SUPERIOR COURT

(PROOF OF SERVICE)
[CCP 1013(a)(3)]

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State of California. I am over the age of 18 years and not a party to the within action. My business address is 16133 Ventura Boulevard, Suite 1200, Encino, California 91436.

On June 25, 2024, I served all interested parties in this action the following documents described as: **[PROPOSED] ORDER GRANTING APPROVAL OF REPRESENTATIVE ACTION SETTLEMENT** by placing a true copy thereof enclosed in a sealed envelope addressed as follows:

Ian B. Wieland

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David G. Litman

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[XX] BY ELECTRONIC SERVICE: I caused a true and correct copy thereof to be electronically filed using the Labor and Workforce Development Agency Electronic Filing ("EF") System (<https://dir.tfaforms.net/315>) and service was completed by electronic means by transmittal of the documents referenced herein on the EF System.

[XX] (BY ELECTRONIC MAIL TRANSMISSION): I caused the document to be send to the persons at the e-mail address(es) listed on the attached service list. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful. A pdf copy of which was sent via email to the above email address(es).

[XX] (STATE) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on June 25, 2024, at Encino, California.



Michelle Tanzer