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Attorneys for Plaintiffs

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

CARLOS CONTRERAS, individually, and on
behalf of aggrieved employees pursuant to the
Private Attorneys General Act (“PAGA”);

Plaintiff,

v.

MERICAL, LLC, a California limited liability
company; and DOES 1 through 100, inclusive;

Defendants.

Case No.: 30-2021-01214079-CU-OE-CJC
[Consolidated With Case No. 30-2022-
01259256-CU-OE-CXC]

Assigned for All Purposes to:
Honorable Melissa R. McCormick
Department CX-105

CLASS ACTION

**SECOND SUPPLEMENTAL BRIEF IN
SUPPORT OF PRELIMINARY APPROVAL
OF CLASS ACTION SETTLEMENT**

[Reservation Number: 74475312]

RELATED TO ROA NUMBER: 313

*[Second Supplemental Declaration of Proposed
Class Counsel (Douglas Han) filed concurrently
herewith]*

Hearing Date: April 2, 2026
Hearing Time: 2:00 p.m.
Hearing Place: Department CX-105

Complaint Filed: August 2, 2021
FAC Filed: December 12, 2024
Trial Date: None Set

Plaintiffs Carlos Contreras and Lisa Buchanan (“Plaintiffs”) provide this second supplemental submission in response to the Court’s tentative ruling on the Motion for Preliminary Approval of Class Action Settlement originally scheduled for hearing on June 26, 2025, and later continued to October 2, 2025. On October 2, 2025, prior to the scheduled preliminary approval hearing, the Court issued a tentative ruling ordering Plaintiffs and Defendant MeriCal, LLC (“Defendant”) to make changes to the settlement documents that were submitted alongside the Motion for Preliminary Approval of Class Action Settlement.

The chart below lists each of the Court’s issues from the tentative ruling and the revisions/submissions made to address each issue.

Ruling	Revisions/Submissions
(1) In its June 26, 2025 order (ROA 294), the court stated that the “Released Class Claims” provision was overbroad. Th court stated that the release of the class members’ claims must be fairly tailored to the claims that were or reasonably could have been asserted in the lawsuit based on the facts alleged in the operative complaint. 6/26/25 Order (ROA 294) No. 1. The “Released Class Claims” provision in the amendment to the settlement agreement remains overbroad. The second sentence should be removed.	The Settlement Agreement has been amended accordingly. (Second Supp. Han Decl., <i>supra</i>, at ¶ 4; Exhibit 4, <i>supra</i>, at ¶ 1.) The Class Notice has been modified accordingly. (Second Supp. Han Decl., <i>supra</i>, at ¶ 5; Exhibit 5, <i>supra</i>, at § 9(A).)

(2) In its June 26, 2025 order (ROA 294), the court stated that the “Released PAGA Claims” provision was overbroad. The court stated that releases for aggrieved employees other than plaintiff should not release more than the civil penalties available under PAGA based on the facts alleged in the operative complaint and the notice letter to the LWDA. 6/26/25 Order (ROA 294) No. 2. The “Released PAGA Claims” provision in the amendment to the settlement agreement remains overbroad. The second sentence should be removed.

The Settlement Agreement has been amended accordingly.

(Second Supp. Han Decl., *supra*, at ¶ 6; Exhibit 4, *supra*, at ¶ 2.)

The Class Notice has been modified accordingly.

(Second Supp. Han Decl., *supra*, at ¶ 7; Exhibit 5, *supra*, at § 9(B).)

(3) The notice should be revised consistent with the above.

The Class Notice has been amended accordingly.

(Second Supp. Han Decl., *supra*, at ¶¶ 5, 7; Exhibit 5, *supra*, at §§ 9(A), 9(B).)

(4) The judge's name (Judge Melissa R. McCormick) should be updated throughout the notice.	The Class Notice has been amended accordingly. (Second Supp. Han Decl., <i>supra</i>, at ¶ 8; Exhibit 5, <i>supra</i>, at ¶ 13.)
(5) The notice and the accompanying forms remain unnecessarily repetitive and redundant. The following portions of the notice, the exclusion form and the objection form should be removed: (a) The fourth paragraph in section 1; (b) The second and fourth paragraphs in section 2; (c) The second sentence in the last paragraph of section 2; (d) Section 4; (e) The second sentence in the last paragraph of section 5; (f) The second sentence in the first paragraph of section 6;	The Class Notice has been modified accordingly. (Second Supp. Han Decl., <i>supra</i>, at ¶¶ 9(a)–(s); Exhibit 5, <i>supra</i>, at §§ 1, 2, 4-7, 10-13.) The Exclusion Form has been modified accordingly. (Second Supp. Han Decl., <i>supra</i>, at ¶ 9(t); Exhibit 6, <i>supra</i>, at p. 1.) The Objection Form has been modified accordingly. (Second Supp. Han Decl., <i>supra</i>, at ¶ 9(u); Exhibit 7, <i>supra</i>, at p. 1.)

(g) The following phrase after “DO NOTHING” in section 6: “become part of this lawsuit and will”;

(h) The third paragraph of section 7;

(i) The last sentence of the fourth paragraph of section 7;

(j) The following phrase at the beginning of the third paragraph of section 10: “After deducting the above referenced items”;

(k) The second sentence of the third paragraph of section 10;

(l) The following phrase from the last paragraph of section 10: “within two hundred (200) calendar days after the checks are mailed”;

(m) The last sentence of the first paragraph of section 11;

(n) The second paragraph of section 11;

(o) The third paragraph of section 11;

(p) The second paragraph of section 12 (“Defendant has paid all of its own attorneys’ fees and costs.”)

(q) The last sentence of the first paragraph of section 13; (r) The fourth and sixth paragraphs of section 13; (s) In the fifth paragraph of section 13, all sentences after the first sentence; (t) The fourth and fifth paragraphs of the exclusion form; and (u) The first sentence of the second paragraph of the objection form (“You do not have the right to object to the PAGA portion of the proposed Settlement.”)	
(6) In sections 10(1), 10(2), 10(3), and 10(4), the word “of” should be replaced with “not to exceed.”	The Class Notice has been modified accordingly. (Second Supp. Han Decl., <i>supra</i>, at ¶ 10; Exhibit 5, <i>supra</i>, at § 10.)
(7) In the fifth paragraph of section 11, the phrase “if you current” appears to be missing a word(s).	The Class Notice has been modified accordingly. (Second Supp. Han Decl., <i>supra</i>, at ¶ 11; Exhibit 5, <i>supra</i>, at § 11.)

(8) In the first sentence of the first paragraph of section 13, “at” should be “in.”	The Class Notice has been modified accordingly. (Second Supp. Han Decl., <i>supra</i>, at ¶ 12; Exhibit 5, <i>supra</i>, at § 13.)
(9) In the first sentence of the fifth paragraph of section 13, “accessing” should be “access.”	The Class Notice has been modified accordingly. (Second Supp. Han Decl., <i>supra</i>, at ¶ 13; Exhibit 5, <i>supra</i>, at § 13.)
(10) The proposed order should be revised consistent with the above.	The Preliminary Approval Order has been modified accordingly. (Second Supp. Han Decl., <i>supra</i>, at ¶ 14.)
(11) The judge’s name (Judge Melissa R. McCormick) should be updated throughout.	The Preliminary Approval Order has been modified accordingly. (Second Supp. Han Decl., <i>supra</i>, at ¶ 15; Exhibit 8.)
(12) In paragraph 8(c), the word “totaling” should be replaced with “not to exceed” and the phrase “(not to exceed \$5,000 for each named plaintiff)” should be inserted after “\$10,000.”	The Preliminary Approval Order has been modified accordingly. (Second Supp. Han Decl., <i>supra</i>, at ¶ 16; Exhibit 8, <i>supra</i>, at ¶ 8.)

(13) In paragraph 8(d), the phrase “not to exceed” should be replaced with “of.”

The Preliminary Approval Order has been modified accordingly.

(Second Supp. Han Decl., *supra*, at ¶ 17; Exhibit 8, *supra*, at ¶ 8.)

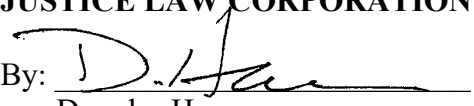
(14) Superseded copies of the notice and the exclusion and objection forms should not be attached to the proposed order as exhibits.

Superseded copies have not been attached to the Preliminary Approval Order.

(Second Supp. Han Decl., *supra*, at ¶ 18; Exhibit 8.)

Dated: December 1, 2025

JUSTICE LAW CORPORATION

By: 

Douglas Han

Attorneys for Plaintiffs

**PROOF OF SERVICE
1013A(3) CCP**

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 and not a party to the within action. My business address is 751 N. Fair Oaks Avenue, Suite 101, Pasadena, CA 91103 and my electronic service address is ccastro@justicelawcorp.com

On December 1, 2025, I served the foregoing document described as

**SECOND SUPPLEMENTAL BRIEF IN SUPPORT OF PRELIMINARY APPROVAL OF
CLASS ACTION SETTLEMENT**

for the following case: **Contreras, et al. v. MeriCal, LLC**
LWDA/Court Case No.: **LWDA Case No.: CM-854469-21**
Court Case No.: 30-2021-01214079-CU-OE-CJC
[Consolidated with Case No. 30-2022-01259256-CU-OE-CXC]
Orange County Superior Court

on interested parties in this action by electronically submitting as follows:

State of California
Labor & Workforce Development Agency
800 Capitol Mall, MIC-55
Sacramento, California 95814

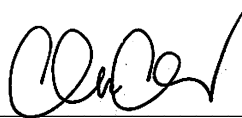
[X] BY ELECTRONIC SUBMISSION

Pursuant to California Senate Bill No. 836, I caused the documents described above to be electronically submitted by and through the procedure stated on the website of the State of California Labor and Workforce Development Agency.

[X] STATE

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

Executed on December 1, 2025, at Pasadena, California.



Christina Castro