

06/09/2025

David W. Slybo, Executive Officer / Clerk of Court

By: R. Navarro Deputy

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SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF LOS ANGELES

RAUL MALDONADO, individually; and on
behalf of all other Aggrieved Employees,

Plaintiff,

vs.

FS HOTELS LA, INC., a California corporation;
and DOES 1 through 10, inclusive,

Defendants.

Case No.: 20STCV13849

*[Assigned to Hon. Peter A. Hernandez,
Dept. 34]*

**~~PROPOSED~~ ORDER AND JUDGMENT
OF FINAL APPROVAL OF CLASS
ACTION SETTLEMENT**

Date: June 9, 2025

Time: 9:30 a.m.

Department: 34

WHEREAS, in or about March, 2024, the Defendant and Named Plaintiff, on behalf of himself and as representative of the class, entered into a Class Action and PAGA Settlement Agreement ("the Settlement Agreement") intended to resolve this litigation;

WHEREAS, the Settlement Agreement sets forth the terms and conditions for a proposed settlement;

WHEREAS, on August 7, 2024, the Court granted Plaintiff's Motion for Preliminary Approval of the Settlement Agreement;

WHEREAS, the Court has before it Plaintiff's Motion for Final Approval of Class Action Settlement and supporting Declarations of Douglas W. Perlman, Plaintiff Raul Maldonado, and Yami Burns on behalf of the Settlement Administrator;

WHEREAS, the Court has heard the attorneys for the parties with respect to the proposed settlement;

WHEREAS, the Court is satisfied that the settlement set forth in the Settlement Agreement was the result of good-faith, arm's length settlement negotiations between competent and experienced counsel for both the Plaintiff and Defendant; and,

WHEREAS, due and adequate notice having been given to the Settlement Class as required by the Preliminary Approval Order, and the Court having considered all papers filed and proceedings had herein and otherwise been fully informed, and good cause appearing therefore,

IT IS HEREBY ORDERED, ADJUDGED, AND DECLARED that:

1. This Court has jurisdiction over the subject matter of the Class Action and over all Parties to the Class Action, including all Members of the Settlement Class and all Aggrieved Employees.

2. The Court conducted a hearing on August 7, 2024 on the Parties' Settlement Agreement for the Class and PAGA Group, and after fully considering all supporting papers, evidence, and arguments, granted preliminary approval of the Settlement Agreement, and further found that the proposed Notice to the Class Members met all constitutional and statutory

requirements, including due process. The Court finds that notice to the Settlement Class, including the mailing of the Class Notice, as set forth in the Settlement Agreement, has been completed in conformity with the Preliminary Approval Order, including individual notice to all Class Members who could be identified through reasonable effort. The Court finds that said notice was the best notice practicable under the circumstances, which satisfied the requirements of law and due process, and was reasonably calculated, under all the circumstances, to apprise interested parties of the pendency of the action and afford them the opportunity to present their objections. The Court finds and determines that this notice procedure afforded due and adequate protections to Settlement Class Members and provides the basis for the Court to make an informed decision regarding approval of the Settlement Agreement based on the response of the Settlement Class. The Class Notice provided due and adequate notice of the proceedings of the matters set forth therein, including the proposed settlement set forth in the Settlement Agreement, to all persons entitled to such notice, and the Class Notice fully satisfied the requirements of due process. The Court finds that no member of the Settlement Class filed written objections to the proposed settlement as part of this notice process and that no member of the Settlement Class stated an intention to appear at the final approval hearing.

3. Subsequently, and in accordance with the Court's Preliminary Approval Order, and the Notice to Class Members of the Class Action Settlement, the Court conducted a further hearing on June 9, 2025, for the purpose of considering the final approval of the Class Settlement, and the Court after fully considering all supporting papers, evidence and arguments, and having reviewed the declaration of the Settlement Administrator regarding the giving of the Notice to Class Members of Class Action Settlement in accordance with the Court's Preliminary Approval Order, and having fully and carefully considered said matters, good cause appearing, the Court issues its Order and Judgment of Final Approval of Class Action and PAGA Settlement, finding said settlement to be fair, reasonable, and adequate to the Settlement Class and to each Class Member. The Settlement is hereby ordered finally approved and all terms and provisions of the Settlement Agreement are ordered to be completed.

4. The Court further finds and determines that the Settlement Payments to be paid to eligible, participating Settlement Class Members, and the Settlement Payments to be paid to all Aggrieved Employees, are fair and reasonable. The Court hereby gives final approval to those amounts and orders that the Settlement Payments be made to the eligible, participating Settlement Class Members and Aggrieved Employees in accordance with the terms of the Settlement Agreement.

5. This Court hereby approves the settlement set forth in the Settlement Agreement including the settlement awards, released claims, and other terms therein, and directs the Parties to effectuate the settlement according to its terms. The Settlement Agreement is hereby deemed incorporated herein as if expressly set forth, and has the full force and effect of an order and judgment of this Court, with the following revision: Pursuant to Paragraph 8.12 of the Settlement Agreement, and pursuant to Defendant's election, the Class and PAGA Periods end on June 16, 2019, rather than September 25, 2023.

6. The Court finds and determines that the payment to be made to Class Counsel in the sum of \$455,000.00 in attorneys' fees and \$24,217.26 in costs is fair and reasonable. The Court finds and determines that the payment to be made to the Settlement Administrator in the sum of \$15,000.00 is fair and reasonable. The Court finds and determines that the payment to be made to the California Labor and Workforce Development Agency to satisfy alleged Labor Code violations pursuant to the California Labor Code's Private Attorneys General Act of 2004 ("PAGA") in the sum of \$37,500.00 is fair and reasonable. The Court finds that the payment to the Class Representative Raul Maldonado in the amount of \$10,000.00 for his enhancement is fair and reasonable. The Court gives final approval to the foregoing payments and orders that the payments be made in accordance with the terms of the Settlement Agreement.

7. The Settlement Agreement is not an admission by Defendant, nor is this final approval order and judgment, a finding of the validity of any claims in the Class Action, or of any wrongdoing by Defendant. Furthermore, the Settlement Agreement is not a concession by Defendant and shall not be used as an admission of any fault, omission or wrongdoing by Defendant. Neither this final approval order and judgment, the Settlement Agreement, any

document referred to herein, any exhibit to any document referred to herein, any action taken to carry out the Settlement Agreement, nor any negotiations or proceedings related to the Settlement Agreement is to be construed as, or deemed to be evidence of, or an admission or concession with regard to, the denials or defenses of Defendant, and shall not be offered in evidence in any action or proceeding against the Parties hereto in any Court, administrative agency or other tribunal for any purpose whatsoever other than to enforce the provisions of this Order and Judgment. This Final Approval Order and Judgment, the Settlement Agreement and exhibits thereto, and any other papers and records on file in the Class Action may be filed in this Court or any other action as evidence of the settlement by Defendant to support a defense of *res judicata*, collateral estoppel, release, or other theory of claim or issue preclusion or similar defense as to the released claims (as defined in the Settlement Agreement).

8. The Court hereby enters final judgment in the action in accordance with the terms of the Settlement Agreement.

9. Without affecting the finality of this Order and Judgment in any way pursuant to CRC Rule 3.769(h), the Court shall retain continuing jurisdiction over: (a) interpretation, implementation and enforcement of the class settlement in this action, and (b) enforcement and administration of the Settlement Agreement, and any and all related matters, and all Settling Parties, Settlement Class Members, and counsel for each hereby specially submit to the jurisdiction of the Court for the purposes of implementing and enforcing the Settlement Agreement.

10. Nothing in this Final Approval Order and Judgment shall preclude any action to enforce the Parties' obligations under the Settlement Agreement, including the requirement that Defendant make the Settlement Payments to the eligible, participating Settlement Class Members in accordance with the Settlement.

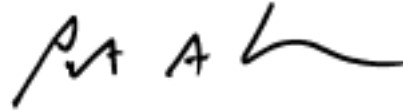
11. Pursuant to CRC 3.771, the judgment in this action shall be binding on Named Plaintiff, and all of the Settlement Class members.

12. The Parties shall bear their own costs and attorneys' fees, except as otherwise provided by the Settlement Agreement and this Order regarding Class Counsels' Fees and Costs, the Class Representatives' enhancements, and the Settlement Administrator's Costs.

1 13. The Court hereby sets an Order to Show Cause re Compliance with this order and
2 judgment to take place on March 9, 2026, at 9:00 am, in Department 34 of this Court.
3 The Parties shall file a Final Accounting declaration from the Settlement Administrator, and a
4 proposed amended judgment pursuant to California Code of Civil Procedure Section 384, on or
5 before February 9, 2026.

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7 **IT IS SO ORDERED.**

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9 DATED: 06/09/2025



HON. PETER A. HERNANDEZ
Judge of the Superior Court