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Attorneys for Plaintiff Miles Strang
and Proposed Class Counsel

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF HUMBOLDT

MILES STRANG, on behalf of himself and
on behalf of all similarly situated
individuals,

Plaintiff,

v.

REDWOODS RURAL HEALTH
CENTER, INCORPORATED, a California
corporation, and DOES 1 through 10,
inclusive,

Defendants.

CASE NO: CV2101785

Assigned to the Hon. Timothy Canning, Dept. 4

CLASS ACTION

**[PROPOSED] ORDER GRANTING
PRELIMINARY APPROVAL OF CLASS
ACTION SETTLEMENT**

DATE: February 27, 2023

TIME: 10:30 a.m.

DEPT.: 4

Action Filed: December 15, 2021

1 Plaintiff Miles Strang's ("Plaintiff" or "Strang") Unopposed Motion for Preliminary
2 Approval of Class Action Settlement came on for hearing before this Court in Department 4, Judge
3 Timothy Canning presiding, on February 27, 2023. The Court, having considered the papers
4 submitted in support of the motion and having heard oral argument of the parties, **HEREBY**
5 **ORDERS THE FOLLOWING:**

6 1. The Court grants preliminary approval of the settlement based upon the terms set
7 forth in the Class Action Settlement Agreement ("Settlement") filed with the Court. The settlement
8 appears to be fair, adequate, and reasonable to the Class;

9 2. The Court finds that the settlement falls within the range of reasonableness and
10 appears to be presumptively valid, subject only to any objections that may be raised at the final
11 hearing;

12 3. The Court approves, as to form and content, the Notice of Class Action and Proposed
13 Settlement ("Notice"), and also approves the procedure for members of the Class to object to, or
14 opt out from, the settlement as set forth in the Notice;

15 4. The Court directs the mailing of the Notice by first class mail to the Class Members
16 in accordance with the schedule set forth below. The Court finds that the dates selected for the
17 mailing and distribution of the Notice, as set forth herein, meet the requirements of due process and
18 provide the best notice practicable under the circumstances and shall constitute due and sufficient
19 notice to all persons entitled thereto;

20 5. It is ordered that the Class is preliminarily certified for settlement purposes only.
21 The Class is defined as follows: all persons employed in a non-exempt position by Defendant
22 [Redwoods Rural Health Center Incorporated] in California during the Class Period [December 15,
23 2017 through October 31, 2022];

24 6. The Court approves and appoints Daniel F. Gaines and Alex P. Katofsky of Gaines
25 & Gaines, APLC as Class Counsel, and grants preliminary approval of an award of attorneys' fees
26 of up to 35% of the Gross Fund Value ("GFV") (or \$87,500) and documented litigation costs of up
27 to \$15,000 to Class Counsel, subject to final approval by the Court following a further motion by
28 Class Counsel;

1 7. The Court approves and appoints Plaintiff Miles Strang as the Class Representative
2 and grants preliminary approval to a proposed enhancement award in an amount not to exceed
3 \$15,000;

4 8. The Court grants preliminary approval of the allocation of \$10,000 to penalties
5 under the Private Attorneys General Act (Labor Code §§ 2698 et seq.), of which 75% (\$7,500) shall
6 be paid to the LWDA and 25% (\$2,500) will be distributed to the Net GFV for distribution to
7 Aggrieved Employees on a pro rata basis;

8 9. The Court hereby approves and appoints CPT Group as the Settlement
9 Administrator and grants preliminary approval of the payment of fees and other charges of the
10 Settlement Administrator in an amount not to exceed \$7,500;

11 10. The Court orders the following schedule of dates for the specified actions/further
12 proceedings:

<u>EVENT</u>	<u>TIMING</u>
Last day for Defendant to provide to the Settlement Administrator a list of all Class Members ("Class List") and all information necessary to locate Class Members, process payments, and process claims for payments, including, but not limited to, Class Member workweeks or dates of employment during the Class Period, last known addresses, social security numbers, and any other information required to effectuate the Agreement ("Class List")	10 calendar days after entry of Court's Order granting preliminary approval of Settlement
Last day for Settlement Administrator to mail Class Notice to Class Members	10 calendar days after Settlement Administrator's receipt of Class List
Last day for Class Members to submit a written request for exclusion to the Settlement Administrator	45 calendar days after the initial mailing of the Class Notice to Class Members
Last day for Class Members to submit an Objection to the Settlement Administrator	45 calendar days after the initial mailing of the Class Notice to Class Members
Last day for Class Counsel to file and serve moving papers in support of final settlement approval and request for attorneys' fees and costs	10 calendar days before the final settlement approval hearing date

<u>EVENT</u>	<u>TIMING</u>
Last day for Class Counsel to file with the Court and serve declaration by Settlement Administrator specifying the due diligence undertaken with regard to the mailing of the Notice	10 calendar days before the final settlement approval hearing date
Final settlement approval hearing	_____, 2023, at _____.m. (approximately 120 days after entry of this Order)

IT IS SO ORDERED.

Dated: _____

JUDGE OF THE SUPERIOR COURT