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

KARENA RODRIGUES, individually, and on  
behalf of other members of the general public  
similarly situated,

Plaintiff,

vs.

SUMMERSET SENIOR LIVING, an unknown  
business entity; LINCOLN SUMMERSET  
ALMC LLC, a California limited liability  
company; and DOES 1 through 100, inclusive,

Defendants.

Case No.: S-CV-0048722 (Lead Case)  
(Consolidated with Case No. S-CV-0048723)

*Assigned for all purposes to the Honorable  
Michael W. Jones, Dept. 3*

**NOTICE OF ENTRY OF ORDER  
GRANTING PRELIMINARY APPROVAL  
OF CLASS ACTION AND PAGA  
SETTLEMENT**

Complaint Filed: July 7, 2022  
Trial Date: Not set

1 **TO ALL PARTIES AND THEIR COUNSEL OF RECORD:**

2 **PLEASE TAKE NOTICE** that on February 22, 2024, the Court in the above-entitled action  
3 entered a minute order granting preliminary approval of the Parties' Joint Stipulation of Class Action  
4 and PAGA Settlement. A true and correct copy of the minute order entered by the Court on February  
5 22, 2024 is attached hereto as Exhibit 1.

6  
7 Dated: February 23, 2024

**PARKER & MINNE, LLP**

8  
9 By:



S. Emi Minne

Attorneys for Plaintiff

# **EXHIBIT 1**

SUPERIOR COURT OF CALIFORNIA, COUNTY OF PLACER

Date: February 22, 2024  
*Comm.* Christine Dehr  
Reporter:

Time: 8:25 AM  
Dept.: Department 3  
Clerk:

Rodrigues, Karena vs. Summerset Senior Living, et al

☐ Present

☐ Present

☐ And related Cross Action(s)

Case # S-CV-0048722

Law and Motion Minutes

Proceedings RE: Motion: Other - \_\_\_\_\_

☐ Dropped.

☐ Continued to \_\_\_\_\_ ☐ by Plaintiff ☐ by Defendant

☐ by Stipulation ☐ by Court

☐ Matter argued and submitted.

☐ Submitted on points and authorities without ☐ argument ☐ appearance.

☐ Motion/Petition granted. ☐ Motion/Petition denied.

☐ Demurrer ☐ sustained ☐ overruled ☐ without ☐ with leave to ☐ amend ☐ answer.

☐ Counsel appointed for:

☐ Taken under submission.

☐ Debtor is sworn and retired with counsel for examination.

☐ Stipulation to ☐ Judge Pro Tem ☐ Commissioner executed in open court.

☐ Counsel for \_\_\_\_\_ to prepare the written order and submit it to opposing counsel for approval as to content and form.

☐ Other \_\_\_\_\_.

☒ The tentative ruling is adopted as the ruling of the court, to wit:

Plaintiff's Motion for Preliminary Approval of Class Action and PAGA Settlement

The unopposed motion is granted. The court has broad discretion in determining whether a class action settlement is (1) fair and reasonable, (2) the class notice is adequate, and (3) certification of the class is proper. (*In re Cellphone Fee Termination Cases* (2010) 186 Cal.App.4th 1380, 1389.) Further, the court reviews the moving papers along with the entirety of the court file to



determine that the settlement is genuine, meaningful, and consistent with the underlying purposes of the PAGA-related statute. (Labor Code section 2699(l); *O'Connor v. Uber Technologies, Inc.* (N.D. Cal. 2016) 201 F.Supp.3d 1110.) The court must also determine whether the PAGA settlement appears fundamentally fair, reasonable, and adequate. (Ibid.) The court has carefully reviewed and considered the Settlement Agreement and Release of Claims and plaintiff's moving papers filed in connection with the motion. The court determines a sufficient showing has been made that the class action settlement is fair, reasonable, genuine, meaningful, and adequate. The court also determines the settlement is fair, reasonable, genuine, and consistent with the purpose of PAGA.

For the purposes of the settlement, the court hereby certifies the class as defined in paragraphs 6, 7, and 49 of the Joint Stipulations of Class Action and PAGA Settlement. The court preliminarily approves the Settlement Agreement and Release of Claims. The court approves the proposed form of the notice, and incorporates by reference the findings and orders outlined in the proposed order lodged on January 29, 2024.

The final approval hearing is set for Thursday, August 8, 2024 at 8:30 a.m. in Department 3.