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Joseph Lavi, Esq. (SBN 209776)
Vincent C. Granberry, Esq. (SBN 276483)
Eve Howe, Esq. (SBN 350007)
Millay Kogan, Esq. (SBN 350415)
LAVI & EBRAHIMIAN, LLP
8889 W. Olympic Blvd., Suite 200
Beverly Hills, California 90211
Telephone: (310) 432-0000
Facsimile: (310) 432-0001
Email: jlavi@lelawfirm.com
vgranberry@lelawfirm.com
ehowe@lelawfirm.com
mkogan@lelawfirm.com
whts@lelawfirm.com

Attorneys for Plaintiff JORGE LOPEZ,
on behalf of herself and others similarly situated

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES – SPRING STREET COURTHOUSE**

JORGE LOPEZ, on behalf of himself and
others similarly situated,

Plaintiff,

vs.

E AND S RING MANAGEMENT CORP.;
and DOES 1 to 100, inclusive,

Defendants.

Case No.: 22STCV12467

CLASS ACTION

[ASSIGNED FOR ALL PURPOSES TO THE
HON. STUART M. RICE, DEPT. 1]

**~~PROPOSED~~ ORDER GRANTING
PLAINTIFF'S MOTION FOR
PRELIMINARY APPROVAL OF CLASS
ACTION SETTLEMENT**

[Filed concurrently with Notice of Motion and
Motion for Preliminary Approval of Class Action
Settlement; Declaration of Millay Kogan in
Support Thereof]

Hearing Information:

Date: March 25, 2024

Time: 10:30 AM

Dept.: 1

The Motion for Preliminary Approval of a Settlement came before this Court on March 25,
2024 at 10:30 a.m. in Department 1 of the County of Los Angeles – Spring Street Courthouse

~~PROPOSED~~ ORDER

located at 312 N. Spring St. Los Angeles, CA 90012. The Court, having considered the proposed Class Action and PAGA Settlement Agreement and Class Notice entered into by and between Plaintiff Jorge Lopez (“Plaintiff”) and E and S Ring Management Corp. (“Defendant”), attached as **Exhibit 1** to the Declaration of Millay Kogan in Support of Plaintiff’s Motion for Preliminary Approval of Class Action Settlement, and the Exhibits attached thereto (hereafter collectively, the “Settlement” or “Settlement Agreement”); having considered the Motion for Preliminary Approval of Class Action Settlement filed by the parties; having considered the respective points and authorities and declarations submitted by the parties in support thereof; and good cause appearing, HEREBY ORDERS THE FOLLOWING:

The Court grants preliminary approval of the settlement as set forth in the Settlement and finds the terms to be within the range of reasonableness of a settlement that ultimately could be granted approval by the Court at the Final Fairness Hearing. For purposes of the Settlement only, the Court finds that the proposed Settlement Class is ascertainable and that there is a sufficiently well-defined community of interest among the Class in questions of law and fact. Therefore, for settlement purposes only, the Court grants conditional certification of the following “Class” defined as follows:

All persons employed by E and S Ring Management Corp. in California and classified as hourly non-exempt service technicians who worked for E & S Ring Management Corp. at any time during the Class Period. The “Class Period” is the period from April 13, 2018, to June 18, 2023.

1. For purposes of the Settlement only, the Court further designates named Plaintiff Jorge Lopez as Class Representative, and Joseph Lavi, Esq., Vincent C. Granberry, Esq., Eve Howe, Esq. and Millay Kogan, Esq. of Lavi & Ebrahimian, LLP, as Class Counsel.

2. The Court appoints ILYM Group, Inc. as the Settlement Administrator.

3. A final fairness hearing on the question of whether the proposed Settlement should be finally approved as fair, reasonable, and adequate as to the members of the Class is scheduled in Department 1 of this Court, located at 312 N. Spring St. Los Angeles, CA 90012, on September 5, 2024, at 10:30 a.m. ~~p.m.~~

1 4. At the final fairness hearing, the Court will consider: (a) whether the Settlement
2 should be approved as fair, reasonable, and adequate for the Class; (b) whether a judgment granting
3 approval of the Settlement should be entered; and (c) whether Plaintiff's application for an award of
4 Class Counsel Fees Payment, Class Counsel Litigation Expenses Payment, and Class
5 Representative Service Payment should be granted. The Court normally awards a service payment of
no more than \$7,500 at final approval.

6 5. Counsel for the Parties shall file memoranda, declarations, or other statements and
7 materials in support of their request for final approval by no later than 16 court days prior to the
8 final fairness hearing.

9 6. Class Counsel shall file a motion for an award of Class Counsel Fees Payment,
10 Class Counsel Litigation Expenses Payment, and Class Representative Service Payment no later
11 than 16 court days prior to the final fairness hearing.

12 7. The Court preliminarily approves a Gross Settlement Amount of Seven Hundred
13 Ninety Five Thousand Dollars and Zero Cents (\$795,000.00), including the following deductions:

Gross Settlement Amount	\$795,000.00
Class Counsel Fees Payment	\$265,000.00
Class Counsel Litigation Expenses Payment	\$25,000.00
Class Representative Service Payment (Court normally awards \$7,500)	\$9,900.00
Administrator Expenses Payment	\$6,150.00
LWDA PAGA Payment	\$37,500.00
Individual PAGA Payments	\$12,500.00
NET SETTLEMENT AMOUNT	\$438,950.00

14 8. The Court approves, as to form and content, the Class Notice which is appended to
15 the Settlement Agreement.

16 9. No later than fifteen (15) calendar days following the date the Court enters this
17 order, Defendant shall provide the following information to the Settlement Administrator: Class
18 Member identifying information in Defendant's possession including the Class Member's name,
19 last-known mailing address, Social Security number, and any other information needed to calculate
20 Individual Settlement Payments and Individual PAGA Payments for the Class ("Class Data").
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1 10. Within fourteen (14) calendar days after receiving the Class Data, the Settlement
2 Administrator shall disseminate the Class Notice to all the Class Members identified in the Class
3 Data by first-class U.S. Mail.

4 11. Class Members shall have sixty (60) calendar days from the date the Settlement
5 Administrator mails Notice to the Class Members to fax, email, or mail Requests for Exclusion
6 from the Settlement or fax, email, or mail an Objection to the Settlement (“Response Deadline”).
7 Class Members to whom Notice Packets are resent after having been returned undeliverable to the
8 Administrator shall have an additional fourteen (14) calendar days after the Response Deadline
9 has expired.

10 12. The Court finds that the forms of Class Notice to the Class regarding the pendency
11 of the action and of this Settlement, and the methods of giving notice to members of the
12 Settlement Class constitute the best notice practicable under the circumstances and constitute
13 valid, due, and sufficient notice to all members of the Class. They comply fully with the
14 requirements of California Code of Civil Procedure section 382, California Civil Code section
15 1781, California Rules of Court 3.766 and 3.769, the California and United States Constitutions,
16 and other applicable law.

17 13. The Court further approves the procedures for Class Members to participate in, opt
18 out of, or object to the Settlement, as set forth in the Settlement Agreement and Class Notice.

19 14. Class Members who wish to exclude themselves from (opt-out of) the Class
20 Settlement must send the Administrator, by fax, email, or mail, a signed written Request for
21 Exclusion not later than 60 days after the Administrator mails the Class Notice (plus an additional
22 14 days for Class Members whose Class Notice is re-mailed). A Request for Exclusion is a letter
23 from a Class Member or the Class Member’s representative that reasonably communicates the
24 Class Member’s election to be excluded from the Settlement and includes the Class Member’s
25 name, address and email address or telephone number. To be valid, a Request for Exclusion must
26 be timely faxed, emailed, or postmarked by the Response Deadline.

27 15. Participating Class Members may send written objections to the Administrator, by
28 fax, email, or mail. In the alternative, Participating Class Members may appear in Court (or hire

an attorney to appear in Court) to present verbal objections at the Final Approval Hearing. A Participating Class Member who elects to send a written objection to the Administrator must do so not later than 60 days after the Administrator's mailing of the Class Notice (plus an additional 14 days for Class Members whose Class Notice was re-mailed).

16. Pending the Fairness Hearing, all proceedings in this action, other than proceedings necessary to carry out or enforce the terms and conditions of the Settlement Agreement and this Order, are stayed.

17. Counsel for the parties are hereby authorized to utilize all reasonable procedures in connection with the administration of the Settlement, which are not materially inconsistent with either this Order or the terms of the Settlement.

18. The Court orders the following Implementation Schedule for further proceedings:

Event	Timing
Class Data: Last day for Defendant to provide the Settlement Administrator the Class Database	15 calendar days after the Court's entry of this Order
Notice Date: last day for Administrator to mail Class Notice to Class Members.	14 calendar days after receipt of the Class Data
Response Deadline: (i) last day for Settlement Class Members to submit Requests for Exclusion; (ii) last day for class members to submit Objections	60 calendar days after the date of mailing of the Class Notice, plus an additional 14 calendar days for Class Members whose notice is re-mailed
Last day for class counsel to file motion for award of attorneys' fees, reimbursement of litigation expenses and class representative enhancement.	16 calendar days prior to the final fairness hearing
Last day for parties to file motion and supporting documents for final approval of class action settlement.	16 calendar days prior to the final fairness hearing
Last day for the Parties to respond to Objections	5 court days prior to the final fairness hearing
Hearing on final approval of class action settlement.	September 5, 2024, at 10:30 AM.

19. The Fairness Hearing and related prior deadlines set forth above may, from time to time and without further notice to the Class (except those who have filed timely and valid objections), be continued or adjourned by Order of the Court.

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IT IS SO ORDERED.

Dated: March 25, 2024



A handwritten signature in black ink, reading "Stuart M. Rice".

Stuart M. Rice / Judge

Hon. Stuart M. Rice
Judge of the Superior Court