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|                                    |                              |
|------------------------------------|------------------------------|
| PLAINTIFF/PETITIONER: Amin Ahmed   | CASE NUMBER:<br>22-CIV-02294 |
| DEFENDANT/RESPONDENT: CareDx, Inc. |                              |

**PROOF OF SERVICE BY FIRST-CLASS MAIL  
NOTICE OF ENTRY OF JUDGMENT OR ORDER**

**(NOTE: You cannot serve the Notice of Entry of Judgment or Order if you are a party in the action. The person who served the notice must complete this proof of service.)**

1. I am at least 18 years old and **not a party to this action**. I am a resident of or employed in the county where the mailing took place, and my residence or business address is *(specify)*:

\*\*\*See attached Proof of Service

2. I served a copy of the *Notice of Entry of Judgment or Order* by enclosing it in a sealed envelope with postage fully prepaid and *(check one)*:

- a. ☐ deposited the sealed envelope with the United States Postal Service.  
b. ☐ placed the sealed envelope for collection and processing for mailing, following this business's usual practices, with which I am readily familiar. On the same day correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service.

3. The *Notice of Entry of Judgment or Order* was mailed:

- a. on *(date)*:  
b. from *(city and state)*:

4. The envelope was addressed and mailed as follows:

- a. Name of person served:

Street address:

City:

State and zip code:

- c. Name of person served:

Street address:

City:

State and zip code:

- b. Name of person served:

Street address:

City:

State and zip code:

- d. Name of person served:

Street address:

City:

State and zip code:

☐ Names and addresses of additional persons served are attached. *(You may use form POS-030(P).)*

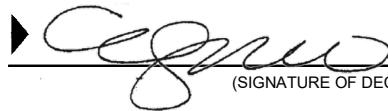
5. Number of pages attached 7.

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

Date: September 18, 2023

Erika Mejia

(TYPE OR PRINT NAME OF DECLARANT)



(SIGNATURE OF DECLARANT)

Larry W. Lee (State Bar No. 228175)  
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Attorneys for Plaintiff and the Class

**FILED**  
**SAN MATEO COUNTY**

SEP 13 2023

Clerk of the Superior Court  
By  DEPUTY CLERK

Electronically  
**RECEIVED**

8/16/2023

CLERK OF THE SUPERIOR COURT  
SAN MATEO COUNTY

**SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF SAN MATEO**

AMIN AHMED, as an individual and on  
behalf of all others similarly situated,

Plaintiff,

vs.

CAREDX, INC., a Delaware corporation;  
and DOES 1 through 50, inclusive,

Defendants.

Case No.: 22-CIV-02294

(Assigned to the Hon. Marie S. Weiner, Dept. 2)

**JUDGMENT and**  
**[PROPOSED] ORDER GRANTING FINAL**  
**APPROVAL OF CLASS ACTION AND PAGA**  
**SETTLEMENT AND JUDGMENT**

Date: September 12, 2023

Time: 2:00 p.m.

Dept.: 2

Complaint Filed: June 6, 2022

FAC Filed: December 27, 2022

Trial Date: None Set

1 Plaintiff Amin Ahmed ("Plaintiff" or "Ahmed"), and the settling Defendant CareDx, Inc.  
2 ("Defendant") (together the "Parties") have entered into the Stipulation of Class Action and  
3 PAGA Settlement and Release ("Settlement Agreement") to settle the above-captioned class  
4 action subject to the Court's approval (the "Settlement").

5 This matter is now before the Court on Plaintiff's Motion for Final Approval of the Class  
6 Action and PAGA Settlement, including approval of the Attorneys' Fees Award and Litigation  
7 Costs Award. The Court has read, heard, and considered all the pleadings and documents  
8 submitted, and the presentations made in connection with the Motion which came on for hearing  
9 on September 12, 2023.

10 **I. BACKGROUND**

11 On June 6, 2022, Plaintiff, on behalf of himself and others similarly situated, filed a class  
12 action complaint against Defendant in the Superior Court of California for the County of San  
13 Mateo. Plaintiff amended his complaint on December 27, 2022, to add a representative action  
14 claim. The operative First Amended Complaint asserted causes of action for: (1) violation of  
15 California Labor Code § 226; and (2) violation of Labor Code § 2698, *et seq.*

16 **A. Class Members**

17 The "Class" is defined as "All current and former hourly employees of Defendant  
18 CareDx, Inc. who worked in California and who were paid shift differential wages at any time  
19 during the Class Period of June 6, 2021 through October 7, 2022."

20 **B. Operation of the Settlement**

21 Pursuant to the Order Granting Plaintiff's Motion for Preliminary Approval of Class  
22 Action and PAGA Settlement ("Preliminary Approval Order") dated April 25, 2023, this Court  
23 conditionally certified the Class and granted preliminary approval to the Settlement. The  
24 Preliminary Approval Order also approved of the proposed forms of notice and notice plan. The  
25 Court entered the Preliminary Approval Order after review and consideration of all of the  
26 pleadings filed in connection herewith, and the oral presentations made by counsel at the hearing.

27 In compliance with the Preliminary Approval Order, the Class Notice was sent to all  
28 Class Members via first class mail. The notice process was timely completed.

1 This Court finds that the Settlement appears to be the product of serious, informed, non-  
2 collusive negotiations, has no obvious deficiencies, and does not improperly grant preferential  
3 treatment to any individuals. The Court finds that the Settlement was entered into in good faith  
4 pursuant to California Code of Civil Procedure section 877.6. The Court further finds that the  
5 Settlement is fair, reasonable, and adequate and that Plaintiff has satisfied the standards for final  
6 approval of a class action settlement under California law. Under the provisions of California  
7 Code of Civil Procedure section 382 and Federal Rule of Civil Procedure 23, as approved for use  
8 by the California state court in *Vasquez v. Superior Court*, 4 Cal. 3d 800, 821 (1971), the trial  
9 court has discretion to certify a class where:

10 [Q]uestions of law or fact common to the members of the class  
11 predominate over any questions affecting only individual members,  
12 and that a class action is superior to the available methods for the  
13 fair and efficient adjudication of the controversy .... Fed. R. Civ.  
14 Proc. 23.

14 Certification of a settlement class is the appropriate judicial device under these circumstances.

15 Based on the foregoing, **IT IS HEREBY ORDERED, ADJUDGED AND DECREED**  
16 **AS FOLLOWS:**

17 1. The Court, for purposes of this Order, adopts all defined terms as set forth in the  
18 Settlement Agreement filed in this case.

19 2. The Court has jurisdiction over the subject matter of the litigation, the Class  
20 Representative, the other Members of the Settlement Class, and Defendant.

21 3. The Court finds that the dissemination of the Notice of Class Action Settlement  
22 ("Class Notice") as disseminated to the Class Members, constituted the best notice practicable  
23 under the circumstances to all Persons within the definition of the Class, and fully met the  
24 requirements of California law and due process under the United States Constitution.

25 4. The Court approves the settlement of the above-captioned action, as set forth in  
26 the Settlement Agreement, as fair, just, reasonable, and adequate as to the Settling Parties. The  
27 Settling Parties are directed to perform in accordance with the terms set forth in the Settlement  
28 Agreement.

1           5.       Except as otherwise provided in the Settlement Agreement, the Settling Parties  
2 are to bear their own costs and attorneys' fees.

3           6.       The Court hereby certifies the following Class for settlement purposes only: All  
4 current and former hourly employees of Defendant CareDx, Inc. who worked in California and  
5 who were paid shift differential wages at any time during the Class Period of June 6, 2021  
6 through October 7, 2022.

7           7.       With respect to the Class and for purposes of approving the settlement only and  
8 for no other purpose, this Court finds and concludes that: (a) the members of the Class are  
9 ascertainable and so numerous that joinder of all members is impracticable; (b) there are  
10 questions of law or fact common to the Class, and there is a well-defined community of interest  
11 among Members of the Class with respect to the subject matter of the claims in the Litigation; (c)  
12 the claims of Class Representative is typical of the claims of the members of the Class; (d) the  
13 Class Representative has fairly and adequately protected the interests of the members of the  
14 Class; (e) a class action is superior to other available methods for an efficient adjudication of this  
15 controversy; and (f) the counsel of record for the Class Representative, *i.e.*, Class Counsel, are  
16 qualified to serve as counsel for the Plaintiff in his individual and representative capacity and for  
17 the Class.

18           8.       Defendant shall fund \$70,000.00 of the total Maximum Settlement Amount  
19 pursuant to the terms of the Settlement Agreement.

20           9.       The Court approves the Class Settlement Payment and PAGA Penalties Payment  
21 amounts, which shall be distributed pursuant to the terms of the Settlement Agreement.

22           10.      Defendant shall pay (a) to Class Counsel attorneys' fees in the amount of  
23 \$23,333.00 and reimbursement of costs in the amount of \$1,996.74; (b) the sum of \$3,750.00 to  
24 be paid to the California Labor and Workforce Development Agency for PAGA penalties; (c) the  
25 sum of \$5,000 to Plaintiff for his service as class representative and in exchange for a general  
26 release; and (d) \$5,750.00 to the Settlement Administrator, Phoenix Settlement Administrators,  
27 for its fees and costs relating to the settlement administration process. The Court finds that these  
28 amounts are fair and reasonable. Defendant is directed to make such payments from the

1 Maximum Settlement Amount and in accordance with the terms of the Settlement Agreement.

2 11. The Court hereby enters final judgment in this case in accordance with the terms  
3 of the Settlement, Preliminary Approval Order, and this Order. Without affecting the finality of  
4 the Settlement or Judgment entered, this Court shall retain exclusive and continuing jurisdiction  
5 over the action and the Parties, including all Settlement Class Members, for purposes of  
6 enforcing and interpreting this Order and the Settlement.

7 **IT IS SO ORDERED.**

8  
9 DATED: \_\_\_\_\_

9/12/23



HON. MARIE S. WEINER  
SUPERIOR COURT OF CALIFORNIA

1 **PROOF OF SERVICE**

2 **(Code of Civil Procedure Sections 1013a, 2015.5)**

3  
4 STATE OF CALIFORNIA ]  
5 COUNTY OF LOS ANGELES ]ss.  
6 ]

7 I am employed in the County of Los Angeles, State of California. I am over the age of 18  
8 and not a party to the within action; my business address is 515 S. Figueroa Street, Suite 1250,  
9 Los Angeles, California 90071.

10 On September 18, 2023, I served the following document(s) described as: **NOTICE OF  
ENTRY OF JUDGMENT OR ORDER** on the interested parties in this action as follows:

11 Jennifer S. Baldocchi VIA ELECTRONIC SERVICE  
12 Chris A. Jalian  
13 PAUL HASTINGS LLP [jenniferbaldocchi@paulhastings.com](mailto:jenniferbaldocchi@paulhastings.com)  
14 515 S. Flower Street, 25th Floor [chrisjalian@paulhastings.com](mailto:chrisjalian@paulhastings.com)  
Los Angeles, CA 90071-2228  
*Attorneys for Defendant CareDx, Inc.*

15 Superior Court of California, County of VIA ELECTRONIC SERVICE  
16 San Mateo  
17 Complex Civil Litigation [complexcivil@sanmateocourt.org](mailto:complexcivil@sanmateocourt.org)

18 Superior Court of California, County of VIA ELECTRONIC SERVICE  
19 San Mateo  
Department 2 [dept2@sanmateocourt.org](mailto:dept2@sanmateocourt.org)

20 Department of Industrial Relations VIA ELECTRONIC SERVICE  
21 Labor and Workforce Development  
22 Agency [PAGA@dir.ca.gov](mailto:PAGA@dir.ca.gov)  
23 Attn: PAGA Administrator  
1515 Clay Street, Suite 801  
Oakland, CA 94612

24  
25  X  BY ELECTRONIC SERVICE: Based on a court order I caused the above-  
26 entitled document(s) to be served through the Odyssey eFileCA E-Filing System at the website  
27 [www.california.tylerhost.net](http://www.california.tylerhost.net), addressed to all parties appearing on the electronic service list for  
28 the above-entitled case. The service transmission was reported as complete and a copy of the  
filing receipt/confirmation will be filed, deposited, or maintained with the original document(s)  
in this office.

X     BY ELECTRONIC SERVICE: I caused the above-entitled document(s) to be served through the LWDA's Private Attorney General Act (PAGA) – Filing System at the website <http://www.dir.ca.gov/Private-Attorneys-General-Act/Private-Attorneys-General-Act.html>, addressed to the LWDA as it appears on the electronic service list above. The service transmission was reported as complete and a copy of the filing receipt/confirmation will be filed, deposited, or maintained with the original document(s) in this office.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct. Executed on September 18, 2023, at Los Angeles, California.

  
Erika Mejta