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15 Attorneys for Plaintiff ERIK FOSS

16 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

17 **IN AND FOR THE COUNTY OF SHASTA**

18 ERIK FOSS, individually and on behalf of all)
19 persons similarly situated,)

20 Plaintiff,)

21 v.)

22 ANDERSON HOSPITALITY, INC., a)
23 California corporation and DOES 1 through)
24 50, Inclusive,)

25 Defendants.)

Case No. 195317

~~PROPOSED~~ AMENDED JUDGMENT

Date: July 18, 2022
Time: 8:30 a.m.

Judge: Stephen H. Baker
Dept.: 3

1 Having read and carefully considering all matters related to the Settlement of Class Action
2 and PAGA Claims, and Release of Claims and having issued an Order Granting Final Approval of
3 the Class Action Settlement ("Settlement Agreement"), Judgment is to be entered as follows:

4 In accordance with, and for the reasons stated in the Court's Order Granting Plaintiff's
5 Motion for Final Approval of Class Action Settlement, Judgment shall be entered whereby
6 Plaintiff ERIK FOSS ("Plaintiff") and all Class Members shall take nothing from defendant
7 ANDERSON HOSPITALITY, INC. ("Defendant"), except as expressly set forth in the Settlement
8 Agreement. The Court hereby certifies the class as follows:

9 (a) The "Non-Exempt Class" is "All non-exempt employees who are
10 or previously were employed by Defendant in California during
11 the Class Period."

12 The Class Period is defined as the period between July 2, 2016 to October 31, 2021.

13 In exchange for and consideration of the \$100,000 Total Settlement Fund, Judgment is
14 entered by which the Settlement Class Members are conclusively determined to have provided a
15 release of, and are permanently enjoined and forever barred from asserting, the Released Claims
16 against the Released Parties, pursuant to the Settlement Agreement.

17 Pursuant to the Declaration of Karen Hernandez of ILYM Group, Inc., previously
18 filed on August 24, 2023, a total of 40 checks totaling \$4,229.68, remain uncashed after the
19 July 16, 2023, check cashing deadline date. Within (30) days of entry of this Amended
20 Judgement, the uncashed settlement funds in the amount of \$4,229.68, shall be disbursed to
21 the Children Advocacy Institute.

22 This Court shall retain jurisdiction with respect to all matters related to the administration
23 and consummation of the Settlement, and any and all claims, asserted in, arising out of, or related
24 to the subject matter of the lawsuit, including but not limited to all matters related to the
25 Settlement, this Judgment, and the determination of all controversies relating thereto.

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1 Plaintiff shall give notice of this Judgment to Class Members, pursuant to rule 3.771 of the
2 California Rules of Court, by posting an electronic copy of the Judgment on the Settlement
3 Administrator's website.

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5 IT IS SO ADJUDICATED.

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7 The Court directs that this Judgment shall be entered.

8
9 IT IS SO ORDERED.

10
11 Date: **SEP 12 2023**, 2023

BENJAMIN L. HANNA

The Honorable Judge of the Superior Court