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19 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
20 **FOR THE COUNTY OF SAN BERNARDINO**

21 BONNIE DEVERA, individually, and on behalf
22 of all others similarly situated,

23 Plaintiff,

24 vs.

25 MAXZONE VEHICLE LIGHTING CORP., a
26 California corporation; and DOES 1 through 10,
27 inclusive,

28 Defendants.

Case No. CIVSB2502838

Assigned for all purposes to:
Hon. Thomas S. Garza
Dept. S27

**[PROPOSED] ORDER GRANTING
MOTION FOR PRELIMINARY
APPROVAL OF CLASS ACTION AND
PAGA SETTLEMENT**

PRELIMINARY APPROVAL HEARING

Date: September 2, 2026

Time: 8:30 a.m.

Dept.: S27

1 **[PROPOSED] ORDER**

2 Having reviewed Plaintiff Bonnie Devera's ("Plaintiff") Motion for Preliminary
3 Approval of Class Action and PAGA Settlement ("Motion"), the Declaration of John G. Yslas,
4 and the Class Action and PAGA Settlement Agreement ("Settlement Agreement"), and good
5 cause appearing, the Court finds and orders as follows:

6 1. The Court finds on a preliminary basis that the Settlement Agreement appears to
7 be fair, adequate, and reasonable and therefore meets the requirements for preliminary approval.
8 The Court grants preliminary approval of the Settlement and the Settlement Class based on the
9 terms set forth in the Settlement Agreement between Plaintiff and Defendant Maxzone Vehicle
10 Lighting Corp. ("Defendant"), attached to the Declaration of John G. Yslas in Support of Motion
11 for Preliminary Approval of Class Action and PAGA Settlement as **Exhibit 2**.

12 2. The Settlement falls within the range of reasonableness of a settlement which
13 could ultimately be given final approval by this Court, and appears to be presumptively valid,
14 subject only to any objections that may be raised at the Final Approval Hearing and final
15 approval by this Court. The Court notes that Defendant has agreed to create a common fund of
16 \$250,000.00 to cover (a) settlement payments to Class Members who do not validly opt out; (b)
17 a \$12,500.00 allocation toward civil penalties under the Private Attorneys General Act, 65% of
18 which (\$8,125.00) will be paid to the State of California, Labor & Workforce Development
19 Agency and 35% of which (\$4,375.00) will be paid to eligible Aggrieved Employees; (c) Class
20 Representative Service Payment of up to \$10,000.00 to Plaintiff; (d) Class Counsel's attorneys'
21 fees, not to exceed one-third (1/3) of the Gross Settlement Amount (i.e., \$83,333.33), and up to
22 \$28,000.00 in costs for actual litigation expenses incurred by Class Counsel; and (e) Settlement
23 Administration Costs of up to \$4,950.00.

24 3. The Court preliminarily finds that the terms of the Settlement appear to be within
25 the range of possible approval, pursuant to California Code of Civil Procedure § 382 and
26 applicable law. The Court finds on a preliminary basis that: (1) the Settlement amount is fair
27 and reasonable to the Class Members when balanced against the probable outcome of further
28 litigation relating to class certification, liability and damages issues, and potential appeals; (2)

1 significant informal discovery, investigation, research, and litigation have been conducted such
2 that counsel for the Parties at this time are able to reasonably evaluate their respective positions;
3 (3) settlement at this time will avoid substantial costs, delay, and risks that would be presented
4 by the further prosecution of the litigation; and (4) the proposed Settlement has been reached as
5 the result of intensive, serious, and non-collusive negotiations between the Parties with the
6 assistance of a well-respected class action mediator. Accordingly, the Court preliminarily finds
7 that the Settlement Agreement was entered into in good faith.

8 4. A final fairness hearing on the question of whether the proposed Settlement,
9 attorneys' fees and costs to Class Counsel, payment to the State of California, Labor &
10 Workforce Development Agency for its share of the settlement of claims for penalties under the
11 Private Attorneys General Act, and the Class Representative Service Payment should be finally
12 approved as fair, reasonable and adequate as to the members of the Class is hereby set in
13 accordance with the Implementation Schedule set forth below.

14 5. The Court provisionally certifies for settlement purposes only the following class
15 (the "Class"): "all persons who worked for Defendant in California as an hourly-paid or non-
16 exempt employee at any time during the Class Period."

17 6. "Class Period" means the period from January 27, 2021, through March 8, 2026.

18 7. "Aggrieved Employee" includes all persons who worked for Defendant in
19 California as an hourly-paid or non-exempt employee at any time during the PAGA Period."
20 "PAGA Period" means the period January 27, 2024, through March 8, 2026.

21 8. The Court finds, for settlement purposes only, that the Settlement Class meets the
22 requirements for certification under California Code of Civil Procedure § 382 in that: (1) the
23 Settlement Class Members are so numerous that joinder is impractical; (2) there are questions
24 of law and fact that are common, or of general interest, to all Settlement Class Members, which
25 predominate over individual issues; (3) Plaintiff's claims are typical of the claims of the
26 Settlement Class Members; (4) Plaintiff and Class Counsel will fairly and adequately protect
27 the interests of the Settlement Class Members; and (5) a class action is superior to other
28 available methods for the fair and efficient adjudication of the controversy.

1 9. The Court appoints as Class Representative, for settlement purposes only,
2 Plaintiff. The Court further preliminarily approves Plaintiff's ability to request a service
3 payment up to \$10,000.00.

4 10. The Court appoints, for settlement purposes only, John G. Yslas, Eugene
5 Zinovyev, John Brown, Emily Borman, Lisa B. Iturriaga, and Gabriella Solé of Wilshire Law
6 Firm, PLC, as Class Counsel. The Court further preliminarily approves Class Counsel's ability
7 to request attorneys' fees of up to one-third (1/3) of the Gross Settlement Amount (i.e.,
8 \$83,333.33), and costs not to exceed \$28,000.00.

9 11. The Court appoints ILYM Group, Inc. as the Settlement Administrator with
10 reasonable administration costs estimated not to exceed \$4,950.00.

11 12. The Court approves, as to form and content the Class Notice, attached to the
12 Settlement Agreement and attached hereto as **Exhibit A**. The Court finds on a preliminary basis
13 that plan for distribution of the Notice to Settlement Class Members satisfies due process,
14 provides the best notice practicable under the circumstances, and shall constitute due and
15 sufficient notice to all persons entitled thereto.

16 13. The Parties are ordered to carry out the Settlement according to the terms of the
17 Settlement Agreement.

18 14. Any Class Member who does not timely and validly request exclusion from the
19 Settlement may object to the Settlement Agreement.

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1 15. The Court orders the following Implementation Schedule:

EVENT:	DEADLINE:
Defendant to provide Class List to the Settlement Administrator	Not later than 10 days after Court grants Preliminary Approval of the Settlement
Settlement Administrator to mail the Notice Packets	In no event later than 14 days after receipt of Class Data
Class Member Response Deadline	60 days after mailing Notice to Class
Deadline for Administrator to Submit Declaration in Support of Motion for Final Approval	14 days before the last day to file Motion for Final Approval
Deadline to file Motion for Final Approval	16 court days before the calendared Final Approval Hearing
Final Approval Hearing	January 25, 2027 at 8:30 a.m. [or _____ at _____ a.m.]

16 16. The Court further ORDERS that, pending further order of this Court, all
17 proceedings in this lawsuit, except those contemplated herein and in the settlement, are stayed.

18 **IT IS SO ORDERED.**

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21 DATE: _____

22 HON. THOMAS S. GARZA
23 JUDGE OF THE SUPERIOR COURT