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FILED
 Superior Court of California
 County of Los Angeles
03/13/2024
 David W. Slayton, Executive Officer / Clerk of Court
 By: L. M'Greené Deputy

Attorneys for Plaintiffs JOSE SASTRE, ADOLFO SASTRE, and
 GERARDO SASTRE, on behalf of themselves and others similarly situated

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

JOSE SASTRE, on behalf of himself and others
 similarly situated,

Plaintiff,

vs.

DESKMAKERS, INC.; and DOES 1 to 100,
 inclusive,

Defendants.

Case No.: 21STCV27153

CLASS ACTION

*[Assigned for all purposes to the Hon. Carolyn
 B. Kuhl, Dept. 12]*

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

*[Filed concurrently with Notice of Motion and
 Motion for Preliminary Approval of Class Action
 and PAGA Settlement, Declaration of Jovahn
 Wiggins in Support Thereof]*

Hearing Information:

Date: March 13, 2024

Time: 10:30 AM

Dept.: 12

1 The Motion for Preliminary Approval of a Settlement came before this Court on March 13,
2 2024, at 10:30 AM in Department 12 of the Los Angeles County Superior Court Courthouse located
3 at 312 North Spring Street Courthouse. The Court, having considered the proposed Class Action
4 and PAGA Settlement Agreement (“Settlement”), attached as **Exhibit 1** to the Declaration of
5 Jovahn Wiggins in Support of Plaintiffs’ Motion for Preliminary Approval of Class Action and
6 PAGA Settlement, and the Exhibits attached thereto (hereafter collectively, the “Settlement”);
7 having considered the Motion for Preliminary Approval of Class Action and PAGA Settlement filed
8 by the parties; having considered the respective points and authorities and declarations submitted by
9 the parties in support thereof; and good cause appearing, **HEREBY ORDERS THE**
10 **FOLLOWING:**

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

18 1. Any and all current and former hourly non-exempt employees of Defendant in
19 California during October 22, 2019, through November 20, 2023.

20 2. For purposes of the settlement, the Court further designates named Plaintiffs JOSE
21 SASTRE, ADOLFO SASTRE, and GERARDO SASTRE as Class Representatives, and Joseph
22 Lavi, Esq., Vincent C. Granberry, Esq., Antonia McKee, Esq., and Jovahn Wiggins, Esq. of Lavi
23 & Ebrahimian, LLP as Class Counsel.

24 3. The Court appoints CPT Group, Inc. as the Settlement Administrator.

25 4. A final fairness hearing on the question of whether the proposed settlement should
26 be finally approved as fair, reasonable and adequate as to the members of the Settlement Class is
27 scheduled in Department 12 of this Court, on ~~July 11, 2024, at 9 a.m.~~ Aug. 21, 2024 at 10:30 am,
28 which is convenient to the Court.

1 5. 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 Plaintiffs' application for an award of
4 attorneys' fees, reimbursement of litigation expenses, and class representative enhancements should
5 be granted.

6 6. 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 7. Class Counsel shall file a motion for an award of attorneys' fees, reimbursement of
10 litigation expenses and class representative enhancement by no later than 16 court days prior to
11 the final fairness hearing.

12 8. The Court approves, as to form and content, the Notice of Class Action and PAGA
13 Settlement attached to the Settlement. with minor corrections discussed at the preliminary approval hearing.

14 9. The Court directs Defendant to provide the Settlement Administrator with the
15 names, last known mailing addresses, dates of employment, Social Security numbers, and any
16 other information needed to calculate Individual Settlement Payments and Individual PAGA
17 Payments for the Class within fifteen (15) calendar days of the entry of this Order.

18 10. The Court directs the mailing of the Notice, Objection Form, and Exclusion Form,
19 by first class mail to the members of the Class on or before fourteen (14) calendar days of the
20 Settlement Administrator's receipt of the Class Data.

21 11. The proposed members of the Class shall have sixty (60) calendar days after the
22 Administrator mails the Class Notice (plus an additional 14 days for Class Members whose Class
23 Notice is re-mailed) to object or opt-out of the Class Settlement by sending a signed written
24 Request for Exclusion to the Administrator by fax, email, or mail.

25 12. The Court finds that the forms of Notice to the Class regarding the pendency of the
26 action and of this settlement, and the methods of giving notice to members of the Class constitute
27 the best notice practicable under the circumstances and constitute valid, due, and sufficient notice
28 to all members of the Class. They comply fully with the requirements of California Code of Civil

1 Procedure section 382, California Civil Code section 1781, California Rules of Court 3.766 and
2 3.769, the California and United States Constitutions, and other applicable law.

3 13. The Court further approves the procedures for Class Members to participate in, opt
4 out of, or object to the Settlement, as set forth in the Notice, Objection Form, and Exclusion
5 Form.

6 14. Class Members who wish to object to the approval of this Settlement must mail to
7 the Settlement Administrator by first class mail a written statement objecting to the Settlement
8 setting forth the legal and factual grounds for any objections. If no written objection is submitted,
9 the Participating Class Member may appear at the final settlement hearing to object. To the extent
10 that the Participating Class Member is represented by counsel, his/her attorney shall file with the
11 Superior Court a notice of appearance providing the attorney's contact information. Such written
12 objections should be mailed and postmarked or fax-stamped on or before the Response Deadline, or
13 within sixty (60) calendar days after the Administrator mails the Class Notice (plus an additional 14
14 days for Class Members whose Class Notice is re-mailed). The written Objection shall: (1) contain
15 the name, address, and the last four digits of the Social Security number of the person objecting; (2)
16 be signed by the Participating Class Member; (3) state the grounds on which the Participating Class
17 Member is objecting as well as any documents or evidence supporting his or her objection(s); and
18 (4) be postmarked or fax stamped by the Response Deadline and returned to the Settlement
19 Administrator at the specified address or fax telephone number stated in the Class Notice.

20 15. Class Members wishing to opt-out from the Settlement Agreement must sign and
21 postmark or fax-stamp a written Request for Exclusion or Exclusion Form to the Settlement
22 Administrator on or before the Response Deadline, or within sixty (60) calendar days after the
23 Administrator mails the Class Notice (plus an additional 14 days for Class Members whose Class
24 Notice is re-mailed). The date of the postmark or fax stamp on the Request for Exclusion will be
25 the exclusive means to determine whether a Request for Exclusion has been timely submitted. A
26 written Request for Exclusion from the Settlement to the Settlement Administrator must (1) make
27 the following statement or similar statement: "I wish to exclude myself from the settlement
28 reached in the matter of *Sastre v. Deskmakers, Inc.* I understand that, by excluding myself, I will

not receive any money (other than the PAGA Settlement Amount) from the settlement reached in this matter”; (2) contain the name, address, and the last four digits of the Social Security number of the person requesting exclusion; (3) be signed by the Settlement Class Member; and (4) be postmarked or fax stamped by the Response Deadline and returned to the Settlement Administrator at the specified address or fax telephone number stated in the Class Notice.

16. The procedures and requirements for submitting objections in connection with the Fairness Hearing are intended to ensure the efficient administration of justice and the orderly presentation of any Class Member’s objection to the Settlement Agreement, in accordance with the due process rights of all Class Members.

17. 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.

18. 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.

19. To facilitate administration of the Settlement pending final approval, the Court hereby enjoins all Class Members from filing or prosecuting any claims, suits or administrative proceedings regarding claims released by the Settlement unless and until such Class Members have filed valid Requests for Exclusion with the Claims Administrator and the time for filing claims with the Claims Administrator has elapsed.

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

Event	Timing
Data Date: last day for Defendant to provide the Class Members' data to the Settlement Administrator	15 calendar days after the entry of this Order
Notice Date: last day for Settlement Administrator to mail Notice, Objection Form, and Exclusion Form to Class Members.	14 calendar days after the Settlement Administrator's receipt of the class data
Objection/Exclusion Deadline Date: (i) last day for class members to submit opt-outs; and (ii) last day for class members to submit objections.	60 calendar days after the date of mailing of the Notice, Objection Form, and Exclusion Form, or an additional 14 calendar days for Class Members whose Class 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 court 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 court days prior to the final fairness hearing
Last day for Plaintiff to respond to Objections	16 court days prior to the final fairness hearing
Hearing on final approval of class action settlement.	Aug. 21, 10:30 am

21. 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.

IT IS SO ORDERED.

Dated: 03/13/2024



A handwritten signature in black ink, reading "Carolyn B. Kuhl".

Carolyn B. Kuhl / Judge
Carolyn B. Kuhl
Judge of the Superior Court