

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

Civil Division

Central District, Spring Street Courthouse, Department 9

22STCV21974

DANIEL REYES, vs BEDDING ACQUISITION, LLC, et al.

January 16, 2024

10:00 AM

Judge: Honorable Yvette M. Palazuelos

Judicial Assistant: R. Arraiga

Courtroom Assistant: M. Tavakoli

CSR: None

ERM: None

Deputy Sheriff: None

APPEARANCES:

For Plaintiff(s): No Appearances

For Defendant(s): No Appearances

NATURE OF PROCEEDINGS: Hearing on Motion for Preliminary Approval of Settlement;

The matter is NOT called for hearing.

The Court's tentative Rulings/Orders was issued and served on the parties via Case Anywhere on 01/11/2024.

The parties submitted to the Court's tentative rulings/orders via the Case Anywhere message board on 01/11/2024.

The Court now adopts its tentative RULINGS/ORDERS RE: MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION SETTLEMENT as the final order of the court. Said ruling is signed and filed this date and is incorporated into the case file.

The Court's ruling is as follows: The Plaintiff's Motion for Preliminary Approval of Class Action Settlement filed by Daniel Reyes on 08/21/2023 is Granted.

The motion is **GRANTED** as the settlement is fair, adequate, and reasonable.

The essential terms are:

A. The Gross Settlement Amount ("GSA") is \$810,000.

B. The Net Settlement Amount is the GSA minus the following:

Up to \$270,000 (33 1/3%) for attorney fees (§3.2.2);

Up to \$18,000 for litigation costs (Ibid.);

Up to \$7,500 for a Service Payment to the Named Plaintiff (§3.2.1);

Up to \$9,000 for settlement administration costs (§3.2.3);

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\$37,500 (75% of \$50,000 PAGA penalty) to the LWDA. (§3.2.5)

C. Employer share of the payroll taxes on the taxable portion of the settlement payments shall be paid separately from the GSA by Defendant.

D. Plaintiffs release of Defendants from claims described herein.

The Parties' Motion for Final Approval of Class Action Settlement must be filed by **07/16/2024**. The Plaintiff must contact the Court **PRIOR** to filing and serving the motion to obtain a hearing date.

The Parties' Motion for Final Approval of Class Action Settlement must include a concurrently lodged [Proposed] Judgment containing among other things, the class definition, full release language, and names of the any class members who opted out; and the parties **MUST** email the [Proposed] Judgment in Word format to Dept. 9 staff at **sscdept9@lacourt.org**.

If the motion **and** the [proposed] judgment are **NOT** filed/loved/mailed and served by said date subsequently an Order to Show Cause Re: Sanctions hearing will be set.

A Non-Appearance Case Review Re: Filing and Serving of Motion for Final Approval is scheduled for 07/23/2024 at 08:30 AM in Department 9 at Spring Street Courthouse.

The Judicial Assistant to give notice to Counsel for Plaintiff who is ordered to give further and formal notice to all parties.

Clerk's Certificate of Service By Electronic Service is attached.

SUPERIOR COURT OF CALIFORNIA COUNTY OF LOS ANGELES		Reserved for Clerk's File Stamp FILED Superior Court of California County of Los Angeles 01/16/2024 David W. Slayton, Executive Officer / Clerk of Court By: <u>R. Arraiga</u> Deputy
COURTHOUSE ADDRESS: Spring Street Courthouse 312 North Spring Street, Los Angeles, CA 90012		
PLAINTIFF: Daniel Reyes		
DEFENDANT: Bedding Acquisition, LLC, et al.		
CERTIFICATE OF ELECTRONIC SERVICE CODE OF CIVIL PROCEDURE 1010.6		CASE NUMBER: 22STCV21974

I, the below named Executive Officer/Clerk of Court of the above-entitled court, do hereby certify that I am not a party to the cause herein, and that on this date I served one copy of the Minute Order and FINAL RULINGS/ORDERS RE: MOTION FOR PRELIMINARY APPROVAL OF CLASS entered herein, on 01/16/2024, upon each party or counsel of record in the above entitled action, by electronically serving the document(s) on Case Anywhere at www.caseanywhere.com on 01/16/2024 from my place of business, Spring Street Courthouse 312 North Spring Street, Los Angeles, CA 90012 in accordance with standard court practices.

David W. Slayton, Executive Officer / Clerk of Court

Dated: 01/16/2024

By: R. Arraiga

Deputy Clerk