

**FILED**  
SUPERIOR COURT OF CALIFORNIA  
COUNTY OF SAN BERNARDINO

**APR 29 2024**

BY:   
Ashley Cassel, Deputy

**SUPERIOR COURT OF THE STATE OF CALIFORNIA  
COUNTY OF SAN BERNARDINO**

NAHMER SHARONE MANGHAM,  
individually and on behalf of all others  
similarly situated,

Plaintiffs,

v.

COST PLUS WORLD MARKET, LLC;  
WORLD MARKET, LLC; and DOES 1  
through 20, inclusive,

Defendants.

Case No. CIVSB2217397

Assigned for all purposes to:  
Hon. Jessica Morgan  
Dept. S26

**AMENDED ~~[PROPOSED]~~ ORDER  
GRANTING FINAL APPROVAL OF CLASS  
ACTION SETTLEMENT AND ENTERING  
JUDGMENT**

Date: April 29, 2024  
Time: 8:30 a.m.

1 This matter came on for hearing on April 29, 2024, at 8:30 a.m., in Department S26 of  
2 the above-captioned Court on the unopposed Motion for Final Approval of Class Action  
3 Settlement pursuant to California Rule of Court 3.769, this Court's Order Granting Preliminary  
4 Approval filed November 16, 2023 and the Stipulation of Class and Representative Action  
5 Settlement and Release of Claims ("Settlement Agreement"), a copy of which was filed in  
6 conjunction with the Plaintiffs' Motion for Preliminary Approval of Class Action Settlement.

7 Having received and considered the Settlement Agreement, the supporting papers filed by  
8 the Parties, and the evidence and argument received by the Court in conjunction with the  
9 unopposed Motion for Preliminary Approval of Class Action Settlement and the instant Motion  
10 for Final Approval, the Court grants final approval of the Settlement and HEREBY ORDERS  
11 AND MAKES THE FOLLOWING DETERMINATIONS:

12 1. Pursuant to the Order Granting Preliminary Approval, a Notice Packet was sent to  
13 each Settlement Class Member by first-class mail. These papers informed the Settlement Class  
14 of the terms of the Settlement, their right to receive an Individual Settlement Payment, their right  
15 (a) to comment on or object to the Settlement, (b) to request exclusion from the Settlement and  
16 pursue their own remedies, and (c) of their right to appear in person or by counsel at the final  
17 approval hearing and to be heard regarding approval of the Settlement. Adequate periods of time  
18 were provided by each of these procedures. No member of the Class filed written objection to  
19 the proposed Settlement as part of this notice process or stated an intention to appear at the final  
20 approval hearing. Six Class Members requested to be excluded from the Settlement, Maryann  
21 Bastedo, Sabrina Deulofeu, Sabina Fritz, Stacy King, Lilly Miranda, and Ana Luisa Rodriguez.

22 2. The Court finds and determines that this notice procedure afforded adequate  
23 protections to Settlement Class Members and provides the basis for the Court to make an informed  
24 decision regarding approval of the Settlement based on the responses of the Settlement Class.  
25 The Court finds and determines that the notice provided in this case was the best notice  
26 practicable, which satisfied the requirements of law and due process.

27 3. With respect to the Settlement Class and for purposes of approving this Settlement  
28 only, this Court finds and concludes that: (a) the members of the Settlement Class are

ascertainable and so numerous that joinder of all members is impracticable; (b) there are questions of law or fact common to the Settlement Class, and there is a well-defined community of interest among members of the Settlement Class with respect to the subject matter of the Action; (c) the claims of Class Representatives Plaintiffs Nahmer Sharone Mangham and Jeoffrey Maldonado are typical of the claims of the members of the Settlement Class; (d) the Class Representative has fairly and adequately protected the interests of the members of the Settlement Class; (e) a class action is superior to other available methods for an efficient adjudication of this controversy; and (f) the counsel of record for the Class Representatives, i.e., Class Counsel, are qualified to serve as counsel for Plaintiffs in their individual and representative capacities for the Class.

4. The Court has certified a Settlement Class, as that term is defined in and by the terms of the Settlement Agreement as all current and former non-exempt, hourly retail store employees employed by World Market, LLC who worked in California at any time during the Class Period of February 12, 2018 through September 29, 2023, and the Court deems this definition sufficient for purposes of California Rule of Court 3.765(a).

5. The Court hereby confirms Aegis Law Firm, PC as Class Counsel.

6. The Court hereby confirms Plaintiffs Nahmer Sharone Mangham and Jeoffrey Maldonado as the Class Representatives in this Action.

7. The Court finds and determines that the terms set forth in the Settlement Agreement are fair, reasonable, and adequate and directs the Parties to effectuate the Settlement according to its terms, having found that the Settlement was reached as a result of informed and non-collusive arm's-length negotiations facilitated by a neutral mediator. The Court further finds that the Parties conducted extensive investigation, research, and discovery and that their attorneys were able to reasonably evaluate their respective positions. The Court also finds that the Settlement will enable the Parties to avoid additional and potentially substantial litigation costs, as well as delay and risks if the Parties were to continue to litigate the case. The Court has reviewed the monetary recovery provided as part of the Settlement and recognizes the significant value accorded to the Class.

1           8.       The Court further finds and determines that the terms of the Settlement are fair,  
2 reasonable and adequate to the Settlement Class and to each Settlement Class Member and that  
3 the Settlement is ordered finally approved, and that all terms and provisions of the Settlement  
4 should be and hereby are ordered to be consummated.

5           9.       The Court hereby approves the Gross Settlement Amount of \$4,500,000.00.

6           10.      The Court finds and determines that the Individual Settlement Payments to be paid  
7 to participating Settlement Class Members as provided for by the Settlement are fair and  
8 reasonable. The Court hereby gives final approval to and orders the payment of those amounts  
9 be made to the participating Settlement Class Members in accordance with the Settlement  
10 Agreement.

11          11.      The Court finds and determines that payment to the California Labor and  
12 Workforce Development Agency of \$75,000.00 as its share of the settlement of civil penalties in  
13 this case is fair, reasonable, and appropriate. The Court hereby gives final approval to and orders  
14 that the payment of that amount be paid in accordance with the Settlement Agreement.

15          12.      The Court finds and determines that the fees and expenses in administering the  
16 Settlement incurred by Phoenix Settlement Administrators in the amount of \$47,500.00, are fair  
17 and reasonable. The Court hereby gives final approval to and orders that the payment of that  
18 amount in accordance with the Settlement.

19          13.      The Court finds and determines the Class Representative Enhancement Award  
20 of up to \$ \$5,000.00 to Plaintiff Mangham and up \$7,500.00 to Plaintiff Maldonado for  
21 Plaintiffs are fair and reasonable. The Court hereby orders the Administrator to make this  
22 payment to the Plaintiff/Class Representative in accordance with the terms of the Settlement  
23 Agreement.

24          14.      Pursuant to the terms of the Settlement, and the authorities, evidence and  
25 argument submitted by Class Counsel, the Court hereby awards Class Counsel attorneys' fees  
26 in the sum of \$1,500,000.00 and litigation costs of \$18,850.03. The Court finds such amounts  
27 to be fair and reasonable. The Court hereby orders the Settlement Administrator to make these  
28 payments in accordance with the terms of the Settlement Agreement.

15. Without affecting the finality of this order or the entry of judgment in any way, the Court retains jurisdiction of all matters relating to the interpretation, administration, implementation, effectuation, and enforcement of this order and the Settlement.

18. Nothing in this order shall preclude any action to enforce the Parties' obligations under the Settlement or under this order, including the requirement that Defendant make payment to the participating Settlement Class Members in accordance with the Settlement.

19. Upon completion of administration of the Settlement, the Settlement Administrator will provide written certification of such completion to the Court and counsel for the Parties which shall be filed with the Court five (5) court days before the non-appearance compliance hearing set for April 29, 2025 at 8:30 a.m. in Dept. S26.

20. The Court hereby enters final judgment in accordance with the terms of the Settlement Agreement, the Order Granting Preliminary Approval of Class Action Settlement filed on November 16, 2023 and this Order.

21. The Parties will bear their own costs and attorneys' fees except as otherwise provided by this Court's Order awarding Class Counsel's Award for attorneys' fees and litigation costs.

DATED: 7/21, 2024

Honorable Jessica Morgan  
JUDGE OF THE SUPERIOR COURT