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on behalf of himself and all others similarly situated

SUPERIOR COURT OF CALIFORNIA

COUNTY OF SAN BERNARDINO

MICHAEL BOLDS, on behalf of himself and
all others similarly situated,

Plaintiff,

v.

TRANSPORTUS INC., a California
Corporation; and DOES 1 Through 10,
inclusive,

Defendant.

Case No. CIVSB2515019

ASSIGNED FOR ALL PURPOSES TO:

The Honorable Donald Alvarez
Department S23

CLASS ACTION

**[PROPOSED] ORDER GRANTING
PLAINTIFF'S UNOPPOSED MOTION FOR
PRELIMINARY APPROVAL OF CLASS
AND REPRESENTATIVE ACTION
SETTLEMENT**

Date: June 11, 2026

Time: 9:00 a.m.

Dept.: S23

Complaint filed: May 27, 2025

Trial date: Not Set

1 Plaintiff's Motion for Order Granting Preliminary Approval of Class Action and
2 Representative Action Settlement ("Motion") came on for hearing on June 11, 2026 in
3 Department S23 of the above-captioned Court. The Court, having fully reviewed the Motion,
4 supporting Memorandum of Points and Authorities, Declarations of Isam C. Khoury and Maggie
5 K. Realin of Cohelan Khoury & Singer, Walter L. Haines of United Employees Law Group,
6 Plaintiff Michael Bolds, the Class and Representative Action Settlement Agreement and Release
7 ("Agreement"), proposed Notice of Class Action Settlement ("Class Notice"), First Amended
8 Class Action and Representative Action Complaint, having carefully analyzed the Agreement
9 and Class Notice, and in recognition of the Court's duty to make a preliminary determination as
10 to the reasonableness of any proposed class action settlement, and if preliminarily determined to
11 be reasonable, to ensure proper notice is provided to all Class Members in accordance with due
12 process requirements, and to set a Final Approval Hearing to consider the good faith, fairness,
13 adequacy and reasonableness of any proposed Settlement, THE COURT MAKES THE
14 FOLLOWING DETERMINATIONS AND ORDERS:

15 1. The Court conditionally finds, for the purpose of approving this settlement only,
16 the proposed Class meets the requirements of California Code of Civil Procedure section 382:
17 (a) the proposed Class is ascertainable and so numerous joinder of all Class Members is
18 impracticable; (b) there are questions of law or fact common to the proposed Class, and a well-
19 defined community of interest in the subject matter of the class action among Class Members;
20 (c) the claims of the Class Representative are typical of the claims of proposed Class Members;
21 (d) the Class Representative has and will adequately protect the interests of the Class Members;
22 (e) a class action is superior to other available methods for efficient adjudication of this
23 controversy in the settlement context; and (f) counsel of record for the Class Representative are
24 qualified to serve as counsel for the Class.

25 2. The Court finds on a preliminary basis that the Agreement, incorporated by this
26 reference in full, and made a part of this Order of preliminary approval, appears to be within the
27 range of reasonableness of a settlement which could ultimately be given final approval by this
28 Court.

3. It appears to the Court on a preliminary basis that: (a) the settlement amount is fair and reasonable to Class Members when balanced against the probable outcome of further litigation relating to class certification, liability and damages issues, and potential appeals; (b) significant investigation, research, and discovery have been conducted and counsel for the Parties are able to reasonably evaluate their respective positions; (c) settlement will avoid substantial costs, delay and risks presented by further prosecution of the Action; and (d) the proposed Settlement is the result of intensive, serious and non-collusive negotiations between the Parties and facilitated by an experienced mediator.

4. Accordingly, good cause appearing, the Motion for Order Granting Preliminary Approval of Class Action Settlement is GRANTED, and as a part of preliminary approval, the Court accepts and incorporates the Agreement in this Order and orders the Class be conditionally certified for settlement purposes only pursuant to the terms and conditions of the Agreement.

5. The Class is defined for purposes of the settlement of this Action, as: "All current and former Drivers of Defendant in California from May 27, 2021 through May 25, 2026."

6. For settlement purposes, Aggrieved Employees are defined as: "All Drivers of Defendant in California from April 21, 2024 through May 25, 2026."

7. The Court finds the proposed Class Notice, attached as Exhibit 1 to Agreement, fairly and adequately advises Class Members of (a) the pendency of the Class Action; (b) the conditional certification of the Class for settlement purposes only; (c) preliminary Court approval of the proposed Settlement; (d) the date of the Final Approval Hearing; (e) the terms of the proposed Settlement and benefits available to Class Members; (f) their right to receive a proportionate share of the Net Settlement Amount without the need to return a claim form; (g) their right to request exclusion from the settlement and the procedures and deadline for doing so; (h) their right to object to, or file documents in opposition to the Settlement, and the procedure for doing so; and (i) their right to appear at the Final Approval hearing. The Court further finds that the Class Notice clearly comports with all constitutional requirements, including those of due process. Accordingly, good cause appearing, the Court APPROVES the Class Notice.

8. The Court further finds mailing of the Class Notice to the last known address of

1 Class Members as described in the Agreement, with the measures taken for verification of
2 addresses and skip tracing set forth, is an effective method of notifying Class Members of their
3 rights with respect to the class action and Settlement. Accordingly, it is ORDERED:

4 A. Phoenix Settlement Administrators (“Phoenix”) be appointed the
5 Settlement Administrator to administer the Settlement as more specifically set forth in the
6 Agreement.

7 B. The law firms of Cohelan Khoury & Singer and United Employees Law
8 Group, be conditionally appointed as Class Counsel.

9 C. Plaintiff Michael Bolds be conditionally appointed as the Class
10 Representative.

11 D. Within thirty (30) calendar days after entry of a Preliminary Approval
12 Order, to the extent practicable, Defendant will securely provide the Settlement Administrator
13 with the necessary Class Data, including the names, last known addresses and telephone
14 numbers, and social security numbers of the Class Members. In addition, Defendant will provide
15 the Settlement Administrator with data indicating the number of workweeks/pay periods worked
16 by each Class Member during the Class Period and PAGA Period, as reflected in Defendant’s
17 records. Defendant shall pay the Gross Settlement Amount, together with the amount the
18 Settlement Administrator has determined or estimated to be Defendant’s share of employer taxes
19 due on the wages being paid under the Settlement, in one lump sum payment within fifteen (15)
20 calendar days after the Effective Date, or by August 27, 2027, whichever occurs later.

21 E. Within fourteen (14) calendar days after receiving the Class Data from
22 Defendant, the Settlement Administrator shall mail to each Class Member and/or Aggrieved
23 Employee a Class Notice by first class, regular U.S. mail, using the most current mailing address
24 information available, with measures taken for updating an address as provided by the terms of
25 the Agreement.

26 F. On or before the Response Deadline [sixty (60) calendar days from the
27 initial mailing of the Class Notices by the Settlement Administrator], Class Members who wish
28 to exclude themselves from the Class must submit to the Settlement Administrator, by mail and

1 postmarked by the Response Deadline, a written request for exclusion as set forth in the Class
2 Notice. Class Members who are sent a re-mailed Class Notice shall have their Response Deadline
3 extended by fifteen (15) calendar days from the date the Settlement Administrator re-mails the
4 Class Notice.

5 G. On or before the Response Deadline, Class Members who dispute the
6 number of Workweeks must submit to the Settlement Administrator, by mail and postmarked by
7 the Response Deadline, evidence with documentation to establish the number of workweeks
8 working during the Class Period, as set forth in the Class Notice.

9 H. On or before the Response Deadline, Class Members who wish to object
10 to the Settlement, should submit to the Settlement Administrator, by mail and postmarked by the
11 Response Deadline, an objection which must include, (a) the objector's full name, signature,
12 address, and telephone number; (b) a written statement of the grounds for the objection
13 accompanied by any legal support for such objection; and (c) copies of any papers, briefs, or
14 other documents upon which the objection is based. Class Members who are sent a re-mailed
15 Class Notice shall have their Response Deadline extended by fifteen (15) calendar days from the
16 date the Settlement Administrator re-mails the Class Notice.

17 9. The Court preliminarily finds and determines that the following disbursement
18 amounts are fair and reasonable and in accordance with the Settlement.

19 A. The Court preliminarily finds and determines that the fees and expenses
20 in administering the Settlement incurred by Phoenix in the amount estimated at \$6,500.00 are
21 fair and reasonable.

22 B. The Court preliminarily finds and determines the Class Representative
23 Incentive Award not to exceed \$10,000.00 to Plaintiff Michael Bolds is fair and reasonable.

24 C. The Court preliminarily finds and determines the PAGA Payment in the
25 amount of \$7,500.00, which is the total amount of PAGA civil penalties to be paid from the
26 Gross Settlement Amount, is fair, adequate and reasonable.

27 D. The Court preliminarily finds and determines Class Counsel's request for
28 attorneys' fees not to exceed \$50,000, and litigation costs (estimated not to exceed \$15,000) is

1 fair and reasonable.

2 E. The Court preliminarily finds and determines Defendant shall pay the
3 Gross Settlement Amount, together with the amount the Settlement Administrator has
4 determined or estimated to be Defendant's share of employer taxes due on the wages being paid
5 under the Settlement, in one lump sum payment within fifteen (15) calendar days after the
6 Effective Date, or by August 27, 2027, whichever occurs later.

7 10. IT IS FURTHER ORDERED the Final Approval Hearing shall be held before the
8 undersigned at ____ p.m. on _____, in Department ____ of the San Bernardino County
9 Superior Court located at 247 West 3rd Street, San Bernardino, California 92415, to consider the
10 fairness, adequacy and reasonableness of the proposed Settlement preliminarily approved by this
11 Order of Preliminary Approval, and to consider applications for Incentive Award to the
12 Plaintiff/Class Representative, Settlement Administration expenses, and Class Counsel's
13 attorneys' fees and costs. All briefs and materials in support of an Order Granting Final Approval
14 and Entering Judgment, Incentive Award, Settlement Administration payment, and Class
15 Counsel's attorneys' fees and costs shall be filed sixteen (16) court days before the scheduled
16 hearing.

17 11. All proceedings in this matter, except those contemplated by the Agreement or
18 this Order, are stayed.

19 12. The Court expressly reserves the right to adjourn or continue the Final Approval
20 Hearing from time to time without further notice to Class Members. Class Counsel is to provide
21 notice of any change in the hearing date to Class Members who have filed written objections.

22 **IT IS SO ORDERED.**

23
24 Dated: _____

Honorable Donald Alvarez
JUDGE OF THE SUPERIOR COURT