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Attorneys for Plaintiff

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF ORANGE

NEVINE GIRGIS, as an individual and on
behalf of all others similarly situated,

Plaintiff,

vs.

LIFE GENERATIONS HEALTHCARE LLC;
GHC OF AUBURN, LLC d.b.a. SIENA
SKILLED NURSING AND
REHABILITATION CENTER; GHC OF
CANOGA PARK, LLC d.b.a. CANYON
OAKS NURSING AND REHABILITATION
CENTER; GHC OF CONTRA COSTA, LLC
d.b.a. BAYBERRY SKILLED NURSING
AND HEALTHCARE CENTER; GHC OF
DALY CITY 102, LLC d.b.a. ST. FRANCIS
HEIGHTS CONVALESCENT HOSPITAL;
GHC OF DALY CITY 239, LLC d.b.a. ST.
FRANCIS CONVALESCENT PAVILION;
GHC OF EL CAJON, LLC d.b.a. BRADLEY
COURT; GHC OF HENDERSON, LLC d.b.a.
HORIZON RIDGE SKILLED NURSING
AND REHABILITATION CENTER; GHC
OF KEARNY MESA, LLC d.b.a. KEARNY
MESA CONVALESCENT AND NURSING
HOME; GHC OF LA MESA, LLC d.b.a.
ARBOR HILLS NURSING CENTER; GHC
OF LAKESIDE, LLC d.b.a. LAKESIDE

Case No. 30-2022-01284746-CU-OE-CXC

*[Assigned for all purposes to the Hon. William
Claster, Dept. CX-101]*

**[PROPOSED] ORDER GRANTING
PRELIMINARY APPROVAL OF CLASS
ACTION SETTLEMENT**

Date: May 10, 2024
Time: 9:00 a.m.
Dept.: CX-101

Complaint Filed: October 6, 2022
Trial Date: None Set

1 SPECIAL CARE CENTER; GHC OF
2 LAKEVIEW TERRACE, LLC d.b.a.
3 LAKEVIEW TERRACE SPECIAL CARE
4 CENTER; GHC OF LOMPOC, LLC d.b.a.
5 LOMPOC SKILLED NURSING AND
6 REHABILITATION CENTER; GHC OF
7 LOS GATOS, LLC d.b.a. PLUM TREE
8 CARE CENTER; GHC OF MODESTO, LLC
9 d.b.a. ENGLISH OAKS CONVALESCENT
10 AND REHABILITATION HOSPITAL; GHC
11 OF NATIONAL CITY I, LLC d.b.a.
12 FRIENDSHIP MANOR NURSING AND
13 REHABILITATION CENTER; GHC OF
14 NATIONAL CITY II, LLC d.b.a. CASTLE
15 MANOR NURSING AND
16 REHABILITATION CENTER; GHC OF
17 NEWPORT BEACH, LLC d.b.a. NEWPORT
18 NURSING AND REHABILITATION
19 CENTER; GHC OF PLEASANTON, LLC
20 d.b.a. PLEASANTON NURSING AND
21 REHABILITATION CENTER; GHC OF
22 SAC-RCFE, LLC d.b.a. GRAMERCY
23 COURT ASSISTED LIVING; GHC OF SAC-
24 SNF, LLC d.b.a. GRAMERCY COURT
25 SKILLED NURSING AND
26 REHABILITATION CENTER; GHC OF
27 SAN FRAN 180, LLC d.b.a. CITY VIEW
28 POST ACUTE; GHC OF SAN FRAN 68,
LLC d.b.a. LAWTON SKILLED NURSING
AND REHABILITATION CENTER; GHC
OF SAN JOSE, LLC d.b.a. VISTA MANOR
NURSING CENTER; GHC OF SAN
RAFAEL, LLC d.b.a. SMITH RANCH
SKILLED NURSING AND
REHABILITATION CENTER; GHC OF
SANTEE, LLC d.b.a. STANFORD COURT
SKILLED NURSING AND
REHABILITATION CENTER; GHC OF
SUNNYVALE, LLC d.b.a. CEDAR CREST
NURSING AND REHABILITATION
CENTER; GHC OF TEM-RCFE, LLC d.b.a.
TEMECULA MEMORY CARE; GHC OF
TEM-SNF, LLC d.b.a. TEMECULA
HEALTHCARE CENTER; GHC OF
UPLAND RCFE, LLC d.b.a. HERITAGE
COURT ASSISTED LIVING; GHC OF
UPLAND SNF, LLC d.b.a. HERITAGE
PARK NURSING CENTER; GHC OF
WALNUT CREEK, LLC d.b.a. WALNUT

1 CREEK SKILLED NURSING AND
2 REHABILITATION CENTER; GHC OF
3 SACRAMENTO, LLC; GHC OF NORTH-
4 MASTER, LLC; GHC of MASTER ANB-
5 FRESNO, LLC; GHC OF EL C-RCFE, LLC;
6 GHC of Fresno, LLC; GHC OF BLUE
7 OAKS, LLC; GHC OF ANBERRY, LLC;
8 GHC OF SAN JOSE NOTE, LLC; GHC OF
9 STRIVE, LLC; GHC OF TEMECULA, LLC;
10 GHC OF UPLAND DEMENTIA, LLC;
11 California Limited Liability Companies;; and
12 DOES 1 through 100,

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Defendants.

1 The Motion of Nevine Girgis (“Plaintiff”) for Preliminary Approval of Class Action
2 Settlement (the “Motion”) came on regularly for hearing before this Court on May 10, 2024, at
3 9:00 a.m. The Court, having considered the proposed Stipulation of Settlement (the
4 “Settlement”); having considered the Motion, Memorandum of Points and Authorities in support
5 thereof, and supporting declarations filed therewith, and any argument presented at the hearing
6 on the Motion; and good cause appearing, HEREBY ORDERS THE FOLLOWING:

7 1. The Court GRANTS preliminary approval of the class action settlement between
8 Plaintiff and Defendant Life Generations Healthcare LLC (“Defendant”) as set forth in the
9 Settlement and finds its terms to be within the range of reasonableness of a settlement that
10 ultimately could be granted final approval by the Court at a Final Approval Hearing. For purposes
11 of the Settlement only, the Court finds that the proposed Settlement Class is ascertainable and
12 that there is a sufficiently well-defined community of interest among the members of the
13 Settlement Class in questions of law and fact. Therefore, for settlement purposes only, the Court
14 grants conditional certification of the following Settlement Class:

15 All current and former non-exempt employees who were employed
16 by one of the Facility Defendants in California at any time from
17 October 6, 2021 through August 5, 2023 (the “Relevant Time
Period”).

18 3. For purposes of the Settlement, the Court designates Plaintiff as the Class
19 Representative, and designates Paul K. Haines, Sean M. Blakely, and Alexandra McIntosh of
20 Haines Law Group, APC as Class Counsel.

21 3. The Court designates Apex Class Action LLC as the third-party Settlement
22 Administrator for mailing notices.

23 4. The Court approves, as to form and content, the Notice of Pendency of Class and
24 PAGA Action and Proposed Settlement (“Class Notice”), Request for Exclusion Form, and the
25 Notice of Estimated Settlement Award, attached as Exhibits 1, 2, and 3, respectively, to the
26 Settlement (collectively, the “Notice Packet”).

27 5. The Court finds that the proposed form of notice to the Class Members regarding
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the pendency of this litigation and of the Settlement, and the methods of giving notice to Class Members, constitute the best notice practicable under the circumstances, and constitute valid, due, and sufficient notice to all Class Members. The proposed form and method of giving notice complies fully with the requirements of California Code of Civil Procedure section 382, California Civil Code section 1781, California Rules of Court 3.766 and 3.769, the California and United States Constitutions, and other applicable law.

6. The Court further approves the procedures for Class Members to opt out of or object to the Settlement, as set forth in the Notice.

7. The procedures and requirements for filing objections in connection with the Final Approval Hearing are intended to ensure the efficient administration of justice and the orderly presentation of any Class Member's objection to the Settlement, in accordance with the due process rights of all Class Members.

8. The Court directs the Settlement Administrator to mail the Notice Packet to the Class Members in accordance with the terms of the Settlement.

9. The Notice shall provide at least sixty (60) calendar days' notice for Class Members to opt out of, or object to, the Settlement.

10. The Final Approval Hearing on the question of whether the Settlement should be finally approved is scheduled in Department CX-101 of this Court, located at 751 West Santa Ana Boulevard, Santa Ana, California 92701 on _____, 2024 at _____ a.m. / p.m.

11. At the Final Approval Hearing, the Court will consider: (a) whether the Settlement should be finally approved as fair, reasonable, and adequate for the Settlement Class; (b) whether a judgment granting final approval of the Settlement should be entered; and (c) whether Plaintiff's application for reasonable attorneys' fees, reimbursement of litigation expenses, enhancement payment to Plaintiff, and settlement administration costs should be granted.

12. Counsel for the parties shall file memoranda, declarations, or other statements

and materials in support of their request for final approval of the Settlement, attorneys' fees, litigation expenses, Plaintiff's enhancement payment, and settlement administration costs prior to the Final Approval Hearing according to the time limits set by the Code of Civil Procedure and the California Rules of Court.

13. An implementation schedule is below:

Event	Date
Defendant to provide Class Data to Settlement Administrator no later than [15 business days after preliminary approval]:	June 3, 2024
Settlement Administrator to mail Notice Packets to Class Members no later than [10 business days after receiving Class Data]:	June 17, 2024
Deadline for Class Members to submit opt outs, objections, or disputes to the Settlement Administrator [60 days after mailing of Notice Packets]:	August 16, 2024
Deadline for Plaintiff to file Motion for Final Approval of Class Action Settlement:	September 13, 2024
Final Approval Hearing	_____, 2024

14. Pending the Final Approval Hearing, all proceedings in this litigation, other than proceedings necessary to carry out or enforce the terms and conditions of the Settlement and this Order, are stayed.

15. 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.

IT IS SO ORDERED.

Dated: _____, 2024

Honorable William Claster
Judge of the Superior Court