

HAINES LAW GROUP, APC

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Attorneys for Defendant

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF ORANGE

ARMANDO GARCIA-AVILA, as an
individual and on behalf of all others
similarly situated,

Plaintiff,

vs.

ORANGE COUNTY ERECTORS, INC., a
California Corporation; and DOES 1 through
100,

Defendants.

Case No. 30-2022-01284202-CU-OE-CXC

*[Assigned for all purposes to the
Honorable Melissa R. McCormick, Dept.
CX104]*

**AMENDMENT TO STIPULATION OF
SETTLEMENT**

Action Filed: October 5, 2022
Trial Date: None Set

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Section 7: is hereby deleted and replaced in its entirety with the following: “**Settlement Administrator.** Defendant will not object to the appointment of Phoenix Settlement Administrators as Settlement Administrator. Defendant will not object to Plaintiffs seeking permission to pay up to Eight Thousand Dollars and Zero Cents (\$8,000.00) for its services from the Gross Settlement Amount. The Settlement Administrator shall be responsible for sending notices and for calculating Settlement Awards and preparing all checks and mailings, calculating Defendant’s share of taxes payable on the wages, and other duties as described in this Settlement Agreement. The Settlement Administrator shall be authorized to pay itself from the Gross Settlement Amount by Class Counsel only after Settlement Awards have been

1 mailed to all participating Settlement Class members. The Settlement Administrator shall also give notice
2 of final judgment by posting the final judgment to its website.”

3 **Section 8(F)**: is hereby deleted and replaced in its entirety with the following: “Approving the
4 form and content of the Notice Packet (which is comprised of the Class Notice, Request for Exclusion
5 Form, Notice of Estimated Settlement Award, and Objection Form), and directing the mailing of same in
6 English and Spanish; and.”

7 **Section 9(D)**: is hereby deleted and replaced in its entirety with the following: Objections.
8 Settlement Class members who do not request exclusion may object to this Settlement Agreement as
9 explained in the Class Notice by submitting a written objection with the Settlement Administrator (who
10 shall serve all objections as received on Class Counsel and Defendant’s counsel via e-mail, as well as file
11 all such objections with the Court). Defendant’s counsel and Class Counsel shall file any responses to
12 objections no later than the deadline to file the Motion for Final Approval, unless the objections are filed
13 within ten (10) days of the Motion for Final Approval filing deadline, in which case Defendant’s counsel
14 and Class Counsel shall have ten (10) days from the date of service to the objections by the Settlement
15 Administrator to file a response to the objections. All objections should contain the objecting Settlement
16 Class member’s full name and current address, as well as contact information for any attorney representing
17 the objecting Settlement Class member for purposes of the objection. Settlement Class members may also
18 appear at the final approval hearing to orally object, even if they have not submitted a written objection.”

19 **Signature Block**: The name “Selwyn Chu,” former attorney for Defendant who is no longer with
20 Defendant’s counsel’s law firm, is hereby deleted.

21 In all other respects, the Stipulation of Settlement entered into on or about February 7, 2024
22 remains unchanged and in full force and effect.

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24 **IT IS SO STIPULATED.**
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1 **Plaintiffs & Class Representatives**

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3 DATED: 11/22/24 _____


Armando Garcia-Avila (Nov 22, 2024 11:15 PST)

ARMANDO GARCIA-AVILA

5 DATED: _____

ROBERTO RINCON LOPEZ

7 **Plaintiffs' Counsel**

8 DATED: _____

HAINES LAW GROUP, APC

9
10 By: _____

Paul K. Haines
Sean M. Blakely
Attorneys for Plaintiffs

12
13 **Defendant**

14 DATED: _____

ORANGE COUNTY ERECTORS, INC.

15
16 By: _____
17 Its: _____

18 **Defendant's Counsel**

19 DATED: _____

FISHER PHILLIPS LLP

21 By: _____

Spencer W. Waldron
Kristina Noel Buan
Attorneys for Defendant

1 **Plaintiffs & Class Representatives**

2
3
4 DATED: _____

ARMANDO GARCIA-AVILA

5 DATED: 11/21/24
6 _____


Roberto Rincon Lopez (Nov 21, 2024 15:48 PST)
ROBERTO RINCON LOPEZ

7 **Plaintiffs' Counsel**

8 DATED: 11/21/2024
9 _____

HAINES LAW GROUP, APC

10 By: 
Paul K. Haines
Sean M. Blakely
Attorneys for Plaintiffs

11
12
13 **Defendant**

14 DATED: _____

ORANGE COUNTY ERECTORS, INC.

15
16 By: _____
17 Its: _____

18 **Defendant's Counsel**

19 DATED: _____

FISHER PHILLIPS LLP

20
21 By: _____
22 Spencer W. Waldron
23 Kristina Noel Buan
24 Attorneys for Defendant
25
26
27
28

1 **Plaintiffs & Class Representatives**

2
3
4 DATED: _____

ARMANDO GARCIA-AVILA

5
6 DATED: _____

ROBERTO RINCON LOPEZ

7 **Plaintiffs' Counsel**

8 DATED: _____

HAINES LAW GROUP, APC

9
10 By: _____

Paul K. Haines
Sean M. Blakely
Attorneys for Plaintiffs

11
12
13 **Defendant**

14 DATED: 11-22-2024

ORANGE COUNTY ERECTORS, INC.

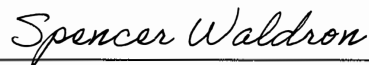
15 
16 By: Steve Pennachio
17 Its: Vice President

18 **Defendant's Counsel**

19 DATED: 11/22/24

FISHER PHILLIPS LLP

20
21 By: _____


Spencer W. Waldron
Kristina Noel Buan
Attorneys for Defendant