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**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES**

CARMINA VALDEZ, as an individual and
on behalf of all others similarly situated,

Plaintiff,

vs.

ADVANCED IMAGING CENTER, INC., a
California corporation; and DOES 1 through
100, inclusive,

Defendants.

Case No. 23STCV06358

*[Assigned for all purposes to the Hon. Stuart M.
Rice, Dept. SSC-1]*

**[PROPOSED] ORDER GRANTING FINAL
APPROVAL OF CLASS ACTION
SETTLEMENT, CLASS
REPRESENTATIVE'S SERVICE AWARD,
AND ATTORNEYS' FEES AND COSTS**

Date: June 23, 2025
Time: 10:30 a.m.
Dept: SSC-1

1 This matter came on regularly for hearing before this Court on June 23, 2025, pursuant to
2 California Rule of Court 3.769 and this Court's March 6, 2025 Order Granting Preliminary Approval of
3 Class Action Settlement ("Preliminary Approval Order"). Having considered the parties' Amended
4 Settlement (herein "Settlement")¹ and the documents and evidence presented in support thereof, and
5 recognizing the disputed factual and legal issues involved in this case, the risks of further prosecution
6 and the substantial benefits to be received by the Settlement Class pursuant to the Settlement, the Court
7 hereby makes a final ruling that the proposed Settlement is fair, reasonable, and adequate, and is the
8 product of good faith, arm's-length negotiations between the parties. Good cause appearing therefor,
9 the Court hereby GRANTS Plaintiff's Motion for Final Approval of Class Action Settlement and
10 ORDERS as follows. The conditional class certification contained in the Preliminary Approval Order
11 is hereby made final, and the Court thus certifies, for purposes of the Settlement only, a Settlement Class
12 defined as:

13 All current and former non-exempt employees of Defendant Advanced Imaging
14 Center, Inc. in California between March 22, 2019 and November 15, 2024.

15 1. Plaintiff Carmina Valdez is hereby confirmed as Class Representative, and Scott M.
16 Lidman and Milan Moore of Lidman Law, APC and Paul K. Haines of Haines Law Group, APC are
17 hereby confirmed as Class Counsel.

18 2. Notice was provided to the Settlement Class as set forth in the Settlement. The form and
19 manner of notice were approved by the Court on March 6, 2025 and the notice process has been
20 completed in conformity with the Court's Order. The Court finds that said notice was the best notice
21 practicable under the circumstances. The Class Action Settlement and Hearing Date for Final Court
22 Approval ("Class Notice") provided due and adequate notice of the proceedings and matters set forth
23 therein, informed Settlement Class members of their rights, and fully satisfied the requirements of
24 California Code of Civil Procedure § 1781(e), California Rule of Court 3.769, and due process.

25 3. The Court finds that no Settlement Class member objected to the Settlement, that zero
26 (0) class members have opted out of the Settlement, and that the 100% participation rate in the
27 Settlement supports final approval.

28 ¹ Unless otherwise indicated, all terms used in this Order shall have the same meaning as that assigned to them in the Settlement.

1 4. The Court hereby approves the settlement as set forth in the Settlement Agreement as
2 fair, reasonable, and adequate, and directs the parties to effectuate the Settlement Agreement according
3 to its terms.

4 5. For purposes of settlement only, the Court finds that (a) the members of the Settlement
5 Class are ascertainable and so numerous that joinder of all members is impracticable; (b) there are
6 questions of law or fact common to the Settlement Class, and there is a well-defined community of
7 interest among members of the Settlement Class with respect to the subject matter of the litigation; (c)
8 the claims of the Class Representative are typical of the claims of the members of the Settlement Class;
9 (d) the Class Representative has fairly and adequately protected the interests of the Settlement Class
10 members; (e) a class action is superior to other available methods for an efficient adjudication of this
11 controversy; and (f) Class Counsel are qualified to serve as counsel for the Class Representative and the
12 Settlement Class.

13 6. The Court finds that given the absence of objections to the Settlement, and objections
14 being a prerequisite to appeal, that this Order shall be considered final as of the date of notice of entry.

15 7. The Court orders that Defendant Advanced Imaging Center, Inc. deposit the Gross
16 Settlement Amount of Two Hundred Ninety Thousand Dollars and Zero Cents (\$180,000.00) with
17 Phoenix, Inc., the Settlement Administrator, as provided for in the Settlement. Specifically, Defendant
18 shall fully fund the Gross Settlement Amount, and also fund the amounts necessary to fully pay
19 Defendant's share of payroll taxes by transmitting the funds to the Administrator no later than 30 days
20 after the Court grants Final Approval of the Agreement.

21 8. Any Settlement funds that remain uncashed after 180 calendar days after they are mailed
22 shall be delivered to the California State Controller's Office – Unclaimed Property Fund in the name of
23 the Settlement Class member.

24 9. The Court finds that the settlement payments, as provided for in the Settlement, are fair,
25 reasonable, and adequate, and orders the Settlement Administrator to distribute the individual payments
26 in conformity with the terms of the Settlement.

1 10. The Court finds that an incentive payment in the amount of \$7,500.00 for Plaintiff
2 Carmina Valdez is appropriate for her risks undertaken and service to the Settlement Class. The Court
3 finds that this award is fair, reasonable, and adequate, and orders that the Settlement Administrator make
4 this payment in conformity with the terms of the Settlement.

5 11. The Court finds that attorneys' fees in the amount of \$60,000.00 and litigation costs of
6 \$15,677.62 for Class Counsel, are fair, reasonable, and adequate, and orders that the Settlement
7 Administrator distribute these payments to Class Counsel in conformity with the terms of the Settlement.
8 The fee award is appropriate in light of the benefit provided to the class.

9 12. The Court orders that the Settlement Administrator shall be paid \$7,250.00 from the
10 Gross Settlement Amount for all of its work done and to be done until the completion of this matter, and
11 finds that sum appropriate.

12 13. The Court finds that the payment to the California Labor & Workforce Development
13 Agency ("LWDA") in the amount of \$7,500.00 for its 75% share of the \$10,000.00 settlement of
14 Plaintiff's representative action under the California Labor Code Private Attorneys General Act
15 ("PAGA") is fair, reasonable, and adequate, and orders the Settlement Administrator to distribute this
16 payment to the LWDA in conformity with the terms of the Settlement. The remaining 25% or \$2,500
17 of the PAGA Amount is to be distributed to the 91 Aggrieved Employees in conformity with the terms
18 of the Settlement. The highest Individual PAGA Payment to an Aggrieved Employee is \$54.23, and the
19 average Individual PAGA Payment to be paid is \$27.47.

20 14. After the above deductions, attorneys' fees (\$60,000.00), attorneys' litigation costs
21 (\$15,677.62), incentive payment to Plaintiff (\$7,500.00), Settlement Administrator costs (\$7,250.00),
22 and the PAGA Amount to the LWDA (\$7,500.00), the Net Settlement Amount of \$82,072.38 is to be
23 distributed to 134 Settlement Class members, that worked a total of 12,801 workweeks during the Class
24 Period, in conformity with the terms of the Settlement. The lowest Individual Settlement Share to be
25 paid to a Settlement Class member is \$0.44, the highest Individual Settlement Share is \$1,833.78, and
26 the average Individual Settlement Share to be paid is \$593.82.

1 15. Pursuant to the terms of the Settlement, the employer's share of payroll taxes for the
2 portion of the Net Settlement Amount allocated to wages shall be paid by Defendant separately from,
3 and in addition to, the Gross Settlement Amount.

4 16. The Court finds and determines that upon satisfaction of all obligations under the
5 Settlement and this Order, all Settlement Class Members will be bound by the Settlement, will have
6 released the Released Claims as set forth in the Settlement, and will be permanently barred from
7 prosecuting against Defendants any of the Released Claims pursuant to the Settlement.

8 17. The Settlement is not an admission by Defendant nor is this Order a finding of the validity
9 of any allegations or of any wrongdoing by Defendant. Neither this Order, the Settlement, nor any
10 document referred to herein, nor any action taken to carry out the Settlement, shall be construed or
11 deemed an admission of liability, culpability, or wrongdoing on the part of Defendant.

12 18. The Court will retain jurisdiction to enforce the Settlement, this Final Approval Order,
13 and the Judgment entered in connection with the Settlement.

14 19. The Settlement Administrator shall file a declaration regarding the disbursement of
15 Settlement funds on or before March 31, 2026. A NACR re: filing of distribution declaration is set for
16 April 7, 2025.

17 **IT IS SO ORDERED.**

18
19 Dated: _____, 2025

Honorable Stuart M. Rice
Judge of the Superior Court