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SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN DIEGO

CARLA OLSON individually and on behalf
of all others similarly situated,

Plaintiff,

v.

YERBAE, LLC, a Delaware limited liability
company; and DOES 1 to 100, inclusive

Defendant.

CASE NO: 25CU002722C

CLASS ACTION

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

Judge: Hon. Wendy M. Behan
Hearing Date: April 23, 2027
Time: 10:15 A.M.
Dept: C-66

1 TO ALL PARTIES AND THEIR RESPECTIVE COUNSEL OF RECORD:

2 The Motion for Preliminary Approval of a Class Action Settlement came before this
3 Court, on April 23, 2027 at 10:15 A.M., the Honorable Wendy M. Behan presiding. The Court
4 having considered the papers submitted in support of the application of the parties, HEREBY
5 ORDERS THE FOLLOWING:

6 1. The Court grants preliminary approval of the Settlement and the Settlement Class
7 based upon the terms set forth in the Class Action Settlement Agreement (“Settlement
8 Agreement”) filed with the Declaration of James M. Treglio in support of Plaintiff’s motion for
9 preliminary approval. All terms used herein shall have the same meaning as defined in the
10 Settlement Agreement. The settlement set forth in the Settlement Agreement (“Settlement”) appears to be fair, adequate and reasonable to the Class.

12 2. The Settlement falls within the range of reasonableness and appears to be
13 presumptively valid, subject only to any objections that may be raised at the final fairness hearing
14 and final approval by this Court.

15 3. A final fairness hearing on the question of whether the proposed Settlement,
16 attorneys’ fees and costs to Class Counsel, and the Class Representative’s Service Award should
17 be finally approved as fair, reasonable and adequate as to the members of the Class is scheduled
18 in Department C-66 on the date and time set forth in the implementation schedule in Paragraph
19 11 below.

20 4. This Court approves, as to form and content, the Notice of Proposed Class Action
21 Settlement and Hearing Date for Court Approval (“Class Notice”), in substantially the form
22 attached to the Settlement Agreement as **Exhibit A**. The Court approves the procedure for Class
23 Members to participate in, to opt out of, and to object to, the Settlement as set forth in the
24 Settlement Agreement.

25 5. The Court directs the mailing of the Class Notice, by first class mail to the Class
26 Members in accordance with the Implementation Schedule set forth below. The Court finds the
27 dates selected for the mailing and distribution of the Notice, as set forth in the Implementation
28 Schedule, meet the requirements of due process and provide the best notice practicable under the

circumstances and shall constitute due and sufficient notice to all persons entitled thereto.

6. It is ordered that the Settlement Class is preliminarily certified for settlement purposes only.

7. The Court confirms Plaintiff Carla Olson, as Class Representative and James M. Treglio of Potter Handy LLP as Class Counsel.

8. The Court confirms ILYM Group, Inc. as the Settlement Administrator. The Court preliminarily approves an Administrator Expenses Payment not to exceed \$6,500.00 (S.A., ¶ 3.2.3), with actual expenses subject to final approval. Any difference between the amount approved and the Administrator's actual expense remains in the Net Settlement Amount.

9. Pursuant to Labor Code section 2699, subdivision (1)(2), the Court has reviewed the PAGA settlement and preliminarily approves the allocation of \$4,000.00 in PAGA Penalties, with 75% (\$3,000.00) payable to the California Labor and Workforce Development Agency and 25% (\$1,000.00) payable to the Aggrieved Employees as Individual PAGA Payments, as fair, reasonable, and adequate in view of PAGA's purposes. Plaintiff has submitted the proposed Settlement to the LWDA as required by Labor Code section 2699, subdivision (1)(2).

10. To facilitate administration of the Settlement pending final approval, the Court hereby enjoins Plaintiff and all Class Members from filing or prosecuting any claims, suits or administrative proceedings (including filing claims with the Division of Labor Standards Enforcement of the California Department of Industrial Relations) regarding claims released by the Settlement, unless and until such Class Members have filed valid Requests for Exclusion with the Settlement Administrator and the Response Deadline has elapsed.

11. The Court orders the following **Implementation Schedule** for further proceedings:

Event	Deadline	Date
Last day for Defendant to deliver the Class Data to the Administrator	7 days after entry of this Order	_____, 2026

1 2 3 4 5	Last day for Settlement Administrator to mail Notice to Settlement Class Members and for the Settlement Website to go live	30 days after entry of this Order	_____, 2026
6 7 8 9	Last day for Settlement Class Members to file objections to settlement or to opt-out of the Class	45 days after the Notice Deadline	_____, 2026
10 11 12 13 14 15	Last day for Class Counsel to file motion for the payment of Class Counsel's Fee Award and Expenses and Class Representative's Service Award.	45 days after the Notice Deadline	_____, 2026
16 17 18	Last day for Class Counsel to file motion for final approval of Settlement.	10 days after the Objection and Opt-Out Deadline	_____, 2026
19 20 21 22	Last day for the Parties to reply to any objections filed by Settlement Class Members	5 days before the Final Approval Hearing	_____, 2026
23 24 25 26 27 28	Hearing on motion for final approval of Settlement and application for the payment of Class Counsel's Fee Award and Expenses and Class Representative's Service Award.	145 days after entry of this Order	_____, 2026 at ____:____.m. in Department C-66 of this Court

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2 12. If any of the dates in this Implementation Schedule falls on a weekend, bank or court
3 holiday, the time to act shall be extended to the next business day.
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5 **IT IS SO ORDERED.**

6 Dated: _____
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Hon. Wendy M. Behan
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