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FILED
Superior Court of California
County of Los Angeles

09/23/2025

David W. Slayton, Executive Officer / Clerk of Court

By: E. Martinez Deputy

Attorneys for Plaintiff, the Putative Class, and the Aggrieved Employees

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

THOMAS JIMENEZ, an individual, on behalf of
himself, the State of California, as a private
attorney general, and on behalf of all others
similarly situated,

Plaintiff,

v.

AIR-TRO, INCORPORATED, a Delaware
Corporation; and DOES 1 TO 50,

Defendants.

Case Number: 23STCV08225

**[Proposed] Order Granting Preliminary
Approval of Class Action Settlement**

Hearing Date: ~~April 10, 2025~~ 9/23/25

Hearing Time: 10:00 a.m.

Dept.: 14 15

Judge: Hon. ~~Kenneth R. Freeman~~
Timothy Patrick Dillon

Complaint Filed: April 13, 2023

FAC Filed: April 11, 2024

Trial Date: None Set

~~PROPOSED~~ ORDER

Plaintiff's unopposed Motion for Preliminary Approval of a Class Action Settlement came before this Court on ~~April 16, 2025~~^{9/23/25}, in Department ~~14~~¹⁵, the Hon. ~~Kenneth R. Freeman~~^{Timothy Patrick Dillon} presiding. The Court having considered the papers submitted in support of the application of the parties, HEREBY ORDERS THE FOLLOWING:

1. The Court grants preliminary approval of the Settlement and the Settlement Class based upon the terms set forth in the Class Action and PAGA Settlement Agreement and Class Notice (the "Settlement Agreement") attached as Exhibit 1 to the Declaration of Jonathan Melmed in support of Plaintiff's Motion for Order Granting Preliminary Approval of Class Action Settlement. All terms used herein shall have the same meaning as defined in the Settlement Agreement. Having considered the Settlement Agreement, all papers and proceedings held herein, and having reviewed the entire record in this action, the Court hereby finds and orders:

2. The Court grants Plaintiff leave file the overlength brief attached to the Motion.

3. All terms used in this order shall have the same meaning as defined in the Motion.

4. The Court grants preliminary approval of the Settlement Agreement and the "Class" (as that term is defined in the Motion) based on the terms set forth in the Settlement Agreement.

5. The resolution set forth in the Settlement Agreement appears to be fair, adequate, and reasonable to the Class, including the payment of the non-reversionary gross settlement amount of **\$450,000.00** ("Gross Settlement Amount") by Defendant.

6. The Settlement Agreement, including the Gross Settlement Amount, falls within the range of reasonableness and is presumptively valid, subject only to any objections that may be raised at the final fairness hearing and final approval by this Court.

7. A final fairness hearing on the question of whether the proposed Settlement Agreement, the attorneys' fees and costs to Plaintiff's counsel, and Plaintiff's service award should be finally approved as fair, reasonable, and adequate as to the members of the Class is scheduled in this department on the date and time set forth in the implementation schedule below.

8. This Court approves, as to form and content, the proposed class notice attached as **Exhibit A** to the Settlement Agreement ("Class Notice") to be distributed to the Class Members

pursuant to the Settlement Agreement in substantially the same form. The Court approves the procedure for Class Members to participate in, to opt out of, and to object to the settlement as set forth in the Settlement Agreement.

9. The Court directs the mailing of the Class Notice by first class mail to the Class Members in accordance with the implementation schedule set forth below. The Court finds the dates selected for the mailing and distribution of the Class Notice, as set forth in the implementation schedule, meet the requirements of due process and constitute the best notice practicable under the circumstances and due and sufficient notice to all persons entitled thereto.

10. The Court preliminarily certifies the Class, as defined in the Motion, for settlement purposes.

11. The Court confirms Plaintiff Thomas Jimenez as Class Representative, and Jonathan Melmed and Laura M. Supanich of Melmed Law Group P.C. as Class Counsel.

12. The Court appoints ILYM Group, Inc. as the Settlement Administrator.

13. To facilitate administration of the Settlement Agreement 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 the claims to be released by the Settlement Agreement, unless and until such Class Members have filed valid requests for exclusion with the Settlement Administrator and the time for filing claims with the Settlement Administrator has elapsed.

14. The Court orders the following implementation schedule for further proceedings:

a.	Deadline for Defendant to Submit Class List to the Settlement Administrator	[Within fifteen (15) calendar days of this order.]
b.	Deadline for Settlement Administrator to Mail Notice Packets to all Class Members	[Within fourteen (14) calendar days of receipt of the Class Data from Defendants.]
c.	Deadline for Class Members to Postmark Workweeks Challenges	[Within sixty (60) days after mailing of the Class Notice.]
d.	Deadline for Class Members to Postmark Requests for Exclusion	[Within sixty (60) days after mailing of the Class Notice.]

e.	Deadline for Class Members to Submit Any Objections to Settlement	[Within sixty (60) days after mailing of the Class Notice.]
f.	Deadline for Settlement Administrator to Provide Class Counsel with Declaration of Due Diligence	[At least fourteen (14) calendar days prior to the deadline for Plaintiff's motion for final approval to be filed.]
f	Final Approval and Fairness Hearing	February 26, 2025 at 10 AM 2026

15. 14. If any of the dates in this Implementation Schedule falls on a weekend, bank or court holiday, the time to act shall be extended to the next business day.

16. 15. The Court shall retain jurisdiction over the Action for all purposes pursuant to California Rule of Court 3.769 and California Rule of Civil Procedure section 664.6 to enforce the terms of the Settlement.

IT IS SO ORDERED.

Dated: 09/23/2025



Timothy Patrick Dillon

Hon. ~~Kenneth R. Freeman~~
Timothy Patrick Dillon / Judge
Judge of the Superior Court, County of Los Angeles