

DOUGLAS HAN (SBN 232858)
SHUNT TATAVOS-GHARAJEH (SBN 272164)
HAIG HOGDANIAN (SBN 334699)
JUSTICE LAW CORPORATION
751 N. Fair Oaks Avenue, Suite 101
Pasadena, California 91103
Telephone: (818) 230-7502
Facsimile: (818) 230-7259

Attorneys for Plaintiffs

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

DAISY AYALA, individually, and on behalf of
other members of the general public similarly
situated;

Plaintiff,

v.

CARTER SHIPPING SERVICES LLC, a
California limited liability company; and DOES
1 through 100, inclusive;

Defendants.

Case No.: 30-2022-01268249-CU-OE-CXC

Assigned for All Purposes to:
Honorable Melissa R. McCormick
Department CX-105

CLASS ACTION

**THIRD SUPPLEMENTAL BRIEF IN
SUPPORT OF PRELIMINARY
APPROVAL OF CLASS ACTION
SETTLEMENT**

[Reservation Number: 74409231]

RELATED TO ROA NUMBER: 134

*[Fourth Supplemental Declaration of
Proposed Class Counsel (Douglas Han)
filed concurrently herewith]*

Hearing Date: December 11, 2025
Hearing Time: 2:00 p.m.
Hearing Place: Department CX-105

Complaint Filed: July 1, 2022
FAC Filed: December 22, 2023
Trial Date: None Set

Plaintiffs Daisy Ayala and Josephine Castaneda (“Plaintiffs”) provide this second supplemental submission in response to the Court’s tentative ruling on the Motion for Preliminary Approval of Class Action Settlement originally scheduled for hearing on March 20, 2025, which was then continued to July 17, 2025 and then to December 11, 2025, and is now set to be heard on December 18, 2025. On December 11, 2025, the Court issued a tentative ruling instructing Plaintiffs and Defendant Carter Shipping Services LLC (“Defendant”) to make changes to the settlement documents, inclusive of supplemental documents, that were submitted alongside the Motion for Preliminary Approval of Class Action Settlement.

The chart below lists each of the Court’s issues from the tentative ruling and the revisions/submissions made to address each issue.

Ruling	Revisions/Submissions
(1) In its March 20, 2025 order (ROA 96), the court stated that the “Released Parties” provision was overbroad because it included several unrelated third parties such as “attorneys,” “insurers,” “business partners,” “contracting partners” and “clients.” 3/20/25 Order (ROA 96) No. 3. In its July 17, 2025 order (ROA 116), the court stated that the revised “Released Parties” provision remained overbroad. 7/17/25 Order (ROA 116) No. 3. Defense counsel informed the court that defendant sought to include “business partners, contracting partners, and clients” in the “Released Parties” provision to address an indemnification provision in a contract between defendant and Amazon, Inc. Johnson Decl. (ROA 112) ¶¶ 2-3. In its July 17, 2025	The Settlement Agreement has been amended by the Third Amendment to the Settlement Agreement accordingly. (Fourth Supplemental Declaration of Douglas Han in Support of Motion for Preliminary Approval of Class Action Settlement (“Supp. Han Decl.”), ¶ 4; Exhibit 5, <i>supra</i>, at ¶ 1.) The Class Notice has been modified accordingly. (Supp. Han Decl., <i>supra</i>, at ¶ 5; Exhibit 6, <i>supra</i>, at § 9.) The Proposed Order has been amended accordingly.

order, the court stated: “If that is the case, the Released Parties provision should specifically identify the entity(ies) potentially subject to indemnification, rather than including the undefined and ambiguous phrase ‘business partners, contracting partners, and clients.’” 7/17/25 Order (ROA 116) No. 3. The “Released Parties” provision in the second amendment to the settlement agreement remains overbroad. Han Decl. (ROA 128) Ex. 4 (¶ 3). The following phrase should be removed: “(including its parent corporation and any affiliated corporations, its owners, officers, directors, stockholders, managers, agents, employers, and representatives).” The notice (§ 9) should also be revised accordingly.	(Supp. Han Decl., <i>supra</i>, at ¶ 10; Exhibit 7, <i>supra</i>, at ¶ 1.)
(2) The reference in section 7 of the notice to submitting the exclusion form to defendant should be revised to state that the exclusion form should be mailed to the settlement administrator. See Settlement Agreement ¶ III.L(4).	The Class Notice has been modified accordingly. (Supp. Han Decl., <i>supra</i>, at ¶ 6; Exhibit 6, <i>supra</i>, at § 7.)
(3) Section 8 of the notice should also refer to the objection form enclosed with the notice.	The Class Notice has been modified accordingly. (Supp. Han Decl., <i>supra</i>, at ¶ 7; Exhibit 6, <i>supra</i>, at § 8.)

	The Proposed Order has been amended accordingly. (Supp. Han Decl., <i>supra</i>, at ¶ 12; Exhibit 7, <i>supra</i>, at ¶ 15.)
(4) In section 10(1), 10(2), 10(3) and 10(4) of the notice, the word “of” should be replaced with “not to exceed.” In section 10(1), the phrase “thirty percent” should be replaced with “\$30,000.”	The Class Notice has been modified accordingly. (Supp. Han Decl., <i>supra</i>, at ¶ 8; Exhibit 6, <i>supra</i>, at § 10.) The Proposed Order has been amended accordingly. (Supp. Han Decl., <i>supra</i>, at ¶ 11; Exhibit 7, <i>supra</i>, at ¶ 8.)
(5) In the first paragraph of section 12 of the notice, the word “exceed” appears to be missing after “not to” and before “thirty percent.” The phrase “thirty percent” should be replaced with “\$30,000.”	The Class Notice has been modified accordingly. (Supp. Han Decl., <i>supra</i>, at ¶ 9; Exhibit 6, <i>supra</i>, at § 12.)

Dated: December 16, 2025

JUSTICE LAW CORPORATION

By: 

Douglas Han

Attorneys for Plaintiffs

**PROOF OF SERVICE
1013A(3) CCP**

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is 751 N. Fair Oaks Ave., Ste. 101 Pasadena, California 91103. My electronic service address is ccastro@justicelawcorp.com

On December 16, 2025, I served the foregoing document described as

**THIRD SUPPLEMENTAL BRIEF IN SUPPORT OF PRELIMINARY APPROVAL OF
CLASS ACTION SETTLEMENT**

for the following case: **Ayala, et al. v. Carter Shipping Services LLC**
LWDA/Court Case No.: **LWDA-CM-964398-23**
Case No.: 30-2022-01268249-CU-OE-CXC
Orange County Superior Court

on interested parties in this action by electronically submitting as follows:

State of California
Labor & Workforce Development Agency
800 Capitol Mall, MIC-55
Sacramento, California 95814

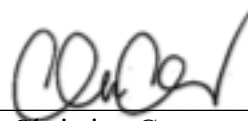
[X] BY ELECTRONIC SUBMISSION

Pursuant to California Senate Bill No. 836, I caused the documents described above to be electronically submitted by and through the procedure stated on the website of the State of California Labor and Workforce Development Agency.

[X] STATE

I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on December 16, 2025, at Pasadena, California.



Christina Castro