



FILED
San Francisco County Superior Court

JAN 30 2025

CLERK OF THE COURT

BY: Edmund J. de
Deputy Clerk

SUPERIOR COURT OF CALIFORNIA

COUNTY OF SAN FRANCISCO

DEPARTMENT 304

REBECCA GREELEY, MARK HERNANDEZ,
individually and on behalf of other members of
the general public similarly situated,

Plaintiffs,

v.

BLUE BOTTLE COFFEE, LLC and DOES 1
through 50, inclusive,

Defendants.

Case No. CGC-23-610084

ORDER GRANTING PLAINTIFFS'
MOTION FOR PRELIMINARY
APPROVAL OF CLASS AND PAGA
SETTLEMENT

1 Plaintiffs Rebecca Greeley and Mark Hernandez ("Plaintiffs") and Defendant Blue
2 Bottle Coffee, LLC ("Defendant") have reached terms of settlement for a putative class and
3 representative action. Plaintiffs' Motion for Preliminary Approval came on for hearing on
4 January 23, 2025. Having reviewed the papers submitted in support of the motion, the Court
5 hereby FINDS AND ORDERS:

6 1. The Court grants preliminary approval of the settlement based upon the terms set
7 forth in the Settlement Agreement.¹

8 2. The settlement embodied in the Settlement Agreement appears to be fair,
9 adequate, and reasonable to the Class. The Settlement Agreement falls within the range of final
10 approval and appears to be presumptively valid.

11 3. The Court preliminarily finds that, for settlement purposes only, the proposed
12 Class meets the requirements for class certification pursuant to Code of Civil Procedure section
13 382 in that: (a) the proposed Class is ascertainable and sufficiently numerous that it is
14 impracticable to bring them all before the Court; (b) there are questions of law or fact common
15 to the proposed Class that are substantially similar and predominate over questions affecting
16 individual members; (c) the claims of the named representatives are typical of those of the
17 members of the proposed Class; and (d) the named representatives can fairly and adequately
18 protect the interests of the Class.

19 4. The following Class is conditionally certified for settlement purposes only: "all
20 persons employed by Defendant as salaried, exempt-classified CLs in California from October
21 30, 2019 through April 1, 2024."

22 5. Plaintiffs Rebecca Greeley and Mark Hernandez are conditionally appointed
23 class representatives. The Court preliminarily finds that Plaintiffs will adequately represent the
24 Settlement Class in accordance with Code of Civil Procedure section 382 for settlement
25 purposes.

26 6. The Court conditionally appoints Wynne Law Firm and Shavitz Law Group, P.A.
27

28 ¹ "Settlement Agreement" refers to the Amended Joint Stipulation of Class Action Settlement
and Release attached as Exhibit 1 to the Declaration of George Nemiroff filed on January 16,
2025.

1 as Class Counsel. The Court preliminarily finds that Class Counsel will fairly and adequately
2 represent the Settlement Class in accordance with Code of Civil Procedure section 382.

3 7. The Court hereby confirms Phoenix Class Action Administration Solutions as the
4 Settlement Administrator.

5 8. The Court hereby approves, as to form and content, the Notice of Settlement
6 attached as Exhibit A to the Settlement Agreement. The Court finds that the proposed plan for
7 distributing the Notice of Settlement to the Class as forth in the Settlement Agreement meets the
8 requirements of due process and constitutes the best notice practicable under the circumstances.
9 The Court hereby directs the parties and the Settlement Administrator to execute the notice plan
10 in accordance with the terms of the Settlement Agreement.

11 9. The procedures set forth in the Settlement Agreement for objecting to and
12 requesting exclusion from the proposed Settlement are hereby approved.

13 10. A Final Approval Hearing is set for June 17, 2025 at 9:00 a.m. in Department
14 304. Plaintiffs' motion for final approval and corresponding application for fees, costs, and
15 enhancement awards shall be filed no later than sixteen (16) court days prior to the Final
16 Approval Hearing.

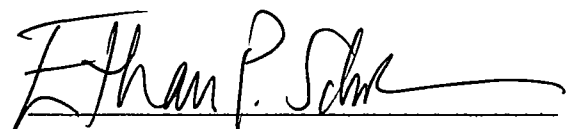
17 11. The Court reserves the right to continue the date of the Final Approval Hearing.
18 Any Class Members who submit objections to the Settlement shall receive notice if the Final
19 Approval Hearing is continued.

20 12. The Court retains jurisdiction to consider all further applications arising out of or
21 connected with the proposed Settlement.

22 13. Class Counsel shall submit a copy of this order to the Labor and Workforce
23 Development Agency within ten (10) days after entry of order pursuant to Labor Code
24 § 2699(s)(3).

25 IT IS SO ORDERED.

26 Dated: January 30, 2025



Ethan P. Schulman
Judge of the Superior Court

CERTIFICATE OF ELECTRONIC SERVICE
(CCP 1010.6(6) & CRC 2.260(g))

I, Edward Santos, a Deputy Clerk of the Superior Court of the County of San Francisco,
certify that I am not a party to the within action.

On January 30, 2025 , I electronically served:

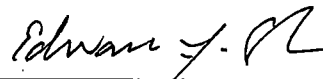
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AND PAGA SETTLEMENT**

via File & ServeXpress on the recipients designated on the Transaction Receipt located on the
File & ServeXpress website.

Dated: JAN 30 2025

Brandon E. Riley, Court Executive Officer

By: _____



Edward Santos, Deputy Clerk