

Civil Complex Center
751 W. Santa Ana Blvd
Santa Ana, CA 92701

CLERK'S CERTIFICATE OF MAILING/ELECTRONIC SERVICE

I certify that I am not a party to this cause. I certify that that the following document(s), Minute Order dated 04/25/25, was transmitted electronically by an Orange County Superior Court email server on April 28, 2025, at 9:26:12 AM PDT. The business mailing address is Orange County Superior Court, 700 Civic Center Dr. W, Santa Ana, California 92701. Pursuant to Code of Civil Procedure section 1013b, I electronically served the document(s) on the persons identified at the email addresses listed below:

CAPSTONE LAW APC
JOEY.PARSONS@CAPSTONELAWYERS.COM

CAPSTONE LAW APC
ROXANNA.TABA@CAPSTONELAWYERS.COM

LAWYERS FOR JUSTICE, PC
VARTAN@CALLJUSTICE.COM

Clerk of the Court, by:

G. Turner

, Deputy

Code of Civ. Procedure , § CCP1013(a)

**SUPERIOR COURT OF CALIFORNIA,
COUNTY OF ORANGE
CIVIL COMPLEX CENTER**

MINUTE ORDER

DATE: 04/25/2025 TIME: 10:00:00 AM DEPT: CX105

JUDICIAL OFFICER PRESIDING: Randall J. Sherman

CLERK: S. Turner

REPORTER/ERM: None

BAILIFF/COURT ATTENDANT: C. Urinsco

CASE NO: **30-2022-01279489-CU-OE-CXC** CASE INIT.DATE: 09/07/2022

CASE TITLE: **Schmidt vs. In Stepps, Inc.**

CASE CATEGORY: Civil - Unlimited CASE TYPE: Other employment

EVENT ID/DOCUMENT ID: 74527774

EVENT TYPE: Motion for Approval of Class Settlement

MOVING PARTY: Andrea Garcia Schmidt

CAUSAL DOCUMENT/DATE FILED: Motion - Other for approval of class action & paga settlement,
04/03/2025

APPEARANCES

Tentative Ruling posted on the Internet.

The Tentative Ruling was accepted and no appearance was requested.

The Court confirms the tentative ruling as follows:

Plaintiff's Motion for Final Approval of Class Action and PAGA Settlement is granted, except that the court approves plaintiff's attorney costs only in the amount of \$15,799.52, and awards an enhancement to plaintiff Andrea Garcia Schmidt only in the amount of \$5,000. The court disallows the \$31.11 claimed for postage because the court considers that cost item to be properly part of attorney overhead. An enhancement award of \$5,000 is sufficient and proper for a class and settlement of this size, and considering that there was nothing extraordinary about plaintiff's contribution to the case. The court concludes that the \$582,154.45 class action and PAGA settlement, as approved, is fair, adequate and reasonable, and approves the following specific awards:

* \$194,032.08 to plaintiff's counsel for plaintiff's attorneys' fees, with \$145,524.06 (75%) awarded to Capstone Law APC, and \$48,508.02 (25%) awarded to Lawyers for Justice, PC, as requested;

* \$15,799.52 to plaintiff's counsel for plaintiff's attorney costs, with \$13,956.49 awarded to Capstone Law APC, and \$1,843.03 awarded to Lawyers for Justice, PC, reduced from the \$15,830.63 total requested;

* \$5,000.00 to plaintiff Andrea Garcia Schmidt as an enhancement award, reduced from the \$10,000.00 requested;

* \$10,750.00 to the Administrator, CPT Group, Inc., as requested; and

* \$18,750.00 to the LWDA for its share of PAGA penalties, as requested.

The total amount that will be payable to all class members and aggrieved employees if they are paid the

amount to which they are entitled pursuant to the judgment is \$337,822.85.

Plaintiff must submit a new Proposed Order and Judgment identifying the four putative class members who opted out and thus will not be bound by the judgment.

The court sets an Interim Final Report Hearing for March 27, 2026 at 10:00 a.m., to confirm that defendant has made all its required payments, and that distribution efforts, other than uncashed checks, are fully completed, and to provide an estimate of when the amount of the uncashed checks will be delivered to the Justice Gap Fund maintained by The State Bar of California. All supporting papers must be filed at least 16 days before the Interim Final Report Hearing date.

Plaintiff has not shown that she served the LWDA with her moving papers. Plaintiff is ordered to give notice of the ruling to the LWDA and to defendant, to serve the LWDA with her original moving papers, and to file a proof of service showing such compliance.