

Lizeth Marin
(SIGNATURE)



FILED

Superior Court of California
County of San Francisco

MAY 22 2026

CLERK OF THE COURT

BY: *Adam Kane*

Deputy Clerk

SUPERIOR COURT OF CALIFORNIA

COUNTY OF SAN FRANCISCO

JOHN PRICE, individually and on behalf of others
similarly situated,

Plaintiff,

v.

FORT POINT BEER COMPANY;
and DOES 1-25, inclusive,

Defendants.

Case No. CGC-23-610592
(Consolidated with CGC-24-611779)

ORDER GRANTING PLAINTIFF'S
MOTION FOR FINAL APPROVAL AND
ATTORNEYS' FEES AND COSTS AND
SERVICE AWARD

Before the court is an unopposed motion by plaintiff John Price for final approval of the settlement of wage-and-hour claims, including a claim under PAGA, reached with defendant Fort Point Beer Company. The court held a final approval hearing on May 22, 2026, at 11:00 a.m. Lizeth Marin (Blackstone Law, APC) appeared for plaintiff. Derek Sachs (O'Hagan Meyer) appeared for defendant. No class member objected or appeared at the hearing for the final approval motion. The court has thoroughly read and considered the briefing, evidence, and pleadings on file in this proceeding. On that basis, IT IS HEREBY ORDERED that the court GRANTS the motion for final approval of the Joint Stipulation of Class Action and PAGA Settlement and Amendment No. 1 to the Joint Stipulation of Class Action and PAGA Settlement (the "Settlement Agreement"), awards attorney's fees to Class Counsel in the amount of \$100,750.00, authorizes a service award to Price in the amount of \$5,000.00, approves reimbursement of Class Counsel's litigation costs in the amount of \$27,272.03, authorizes payment to administrator Apex Class Action LLC of actual administrative expenses not to exceed \$7,500.00, RESERVES a compliance hearing for November 20, 2026, at 10:30 a.m., and ORDERS as follows:

1 1. All terms or phrases used in this order shall have the same meaning as in the Settlement
2 Agreement unless otherwise specified.

3 2. For settlement purposes only, the Court finds the Settlement Class (defined below) meets
4 the requirements for certification under Code of Civil Procedure section 382. More specifically: (1) the
5 proposed Settlement Class is numerous and ascertainable; (2) there are predominant common questions of
6 law or fact; (3) Price's claims are typical of the claims of the members of the proposed Settlement Class;
7 and (4) a class action is superior to other methods to efficiently adjudicate this controversy.

8 5. Based on the foregoing, the court certifies the following Settlement Class: All current and
9 formerly hourly-paid and/or non-exempt employees who worked for Defendant in the State of California at
10 any time during the Class Period, which is from November 21, 2019, through August 27, 2025.

11 6. The PAGA employees are all current and former hourly-paid and/or non-exempt employees
12 who worked for Defendant in the State of California at any time during the PAGA Period, which is from
13 November 14, 2022 through August 27, 2025.

14 7. The court has considered the *Dunk/Kullar* factors and the circumstances surrounding the
15 settlement and finally approves the settlement because it is a fair, adequate, and reasonable settlement in
16 the best interest of the members of the Settlement Class. In reaching this conclusion, the court notes that no
17 class members objected to or requested exclusion from the settlement.

18 6. For settlement purposes only, the court appoints John Price as class representative.

19 7. Plaintiff seeks a service award of \$10,000.00. The court awards **\$5,000.00** to Price for his
20 service to the class and the risks he took on as named plaintiff. Plaintiff expended approximately 40 to 45
21 hours in this case speaking with plaintiff's counsel, answering questions, providing documents to counsel,
22 and made himself available on the day of mediation to assist with any questions or issues that could arise.
23 (Price Decl., ¶¶ 4, 5, 10.) Plaintiff did not sit for a deposition nor does it appear that plaintiff participated
24 in the mediation or incurred significant time in this case. (Price Decl., ¶¶ 1–14.) The court finds this lesser
25 award to be reasonable based on plaintiff's declaration and consideration of the pertinent criteria. (See
26 *Cellphone Termination Fee Cases* (2010) 186 Cal.App.4th 1380, 1394–95.)

27 8. For settlement purposes only, Blackstone Law, APC is designated as Class Counsel.
28

1 9. The court approves reimbursement of Class Counsel's litigation costs in the amount of
2 **\$27,272.03**. Class counsel requests attorney's fees of \$113,750.00, or 35% of the gross settlement
3 amount. Class counsel incurred approximately 196.30 hours in this matter. (Rose Decl., ¶ 6.) The court
4 does not believe that the amount requested is justified based on the work conducted in this case,
5 particularly when there was no motion practice or significant discovery or novel or difficult issues of law
6 or fact. The court awards attorney's fees to Class Counsel in the amount of **\$100,750.00** (or 31% of the
7 gross settlement amount) as justified based on this record and upon consideration of: (1) the results
8 obtained by Class Counsel in this case; (2) the risks and legal issues involved in this case; (3) the fee's
9 contingency upon success; (4) the range of awards made in similar cases; (5) the time spent and work
10 performed; and (6) a lodestar cross-check.

11 10. Apex Class Action LLC shall continue to serve as settlement administrator. Apex Class
12 Action LLC shall carry out all of the duties and responsibilities as set forth in the Settlement Agreement
13 and this final approval order, including disbursement of funds to class members, plaintiff, and Class
14 Counsel. The court approves payment to Apex Class Action LLC of administrative expenses actually
15 incurred in an amount not to exceed **\$7,500.00**.

16 11. The notice and plan of distribution approved by this court met the requirements of due
17 process and constituted the best notice practicable under the circumstances. As set forth in the declaration
18 of Cassandra Polites, Apex Class Action LLC distributed notice in compliance with this court's
19 preliminary approval order and the Settlement Agreement. Apex Class Action LLC successfully
20 distributed notice to all but three of 266 members of the Settlement Class. The court finds the
21 administration process to date was adequate and comported with due process.

22 12. The court approves a \$17,000.00 "PAGA Payment" with 75% or \$12,750.00 allocated to
23 the LWDA and 25% or \$4,250.00 to the aggrieved employees.

24 13. The court reserves a compliance hearing for **November 20, 2026, at 10:30 a.m.** No later
25 than **November 13, 2026**, the parties shall submit a joint statement setting forth disbursements made, a
26 summary accounting, the number and value of any uncashed settlement checks, and any unresolved issues
27 or other matters the parties need to bring to the court's attention. The joint statement should include or be
28 accompanied by a declaration from Apex Class Action LLC.

14. A copy of this order and the final judgment shall be served upon the LWDA within **5 days** of this order.

15. Pursuant to Code of Civil Procedure section 664.6, and Rule 3.769(h) of the California Rules of Court—and without impacting the finality of this order—the court retains jurisdiction over plaintiff, all members of the Settlement Class, and defendants for the purpose of supervising the implementation, enforcement, construction, administration, and interpretation of the Settlement Agreement and this order.

Dated: May 22, 2026


JEFFREY S. ROSS
Judge of the Superior Court

PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF SAN FRANCISCO

I, Lorena Bautista, certify and declare as follows:

I am over eighteen years of age and not a party to the within action; my business address is 8383 Wilshire Blvd, Suite 745, Beverly Hills, California 90211. On May 22, 2026, I served a copy of the following document(s):

• **NOTICE OF ENTRY OF JUDGMENT OR ORDER**

on the interested parties as follows:

O'HAGAN MEYER

DEREK S. SACHS, SB # 253990

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ELAINE McCORMICK, SB# 340044

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Attorneys for Defendant FORT POINT BEER COMPANY

☒ **BY ELECTRONIC SERVICE (FILE & SERVE XPRESS):** I caused said document(s) to be sent to the addressees listed above via File & Serve Xpress. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

☒ **BY ONLINE SUBMISSION:** The above-referenced documents were transmitted to the California Labor and Workforce Development Agency through the online system established for the submission of notices and documents, in conformity with California Labor Code section 2699(I). I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

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

Executed on May 22, 2026 at Beverly Hills, California.

/s/ Lorena Bautista
Lorena Bautista