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1 Arrash T. Fattahi (SBN 333676)
arrash.fattahi@wilshirelawfirm.com
2 Emily Borman (SBN 303180)
emily.borman@wilshirelawfirm.com
3 Arman A. Salehi (SBN 351112)
arman.salehi@wilshirelawfirm.com
4 **WILSHIRE LAW FIRM, PLC**
660 S. Figueroa Street, Sky Lobby
5 Los Angeles, CA 90017
Telephone: (213) 381-9988
6 Facsimile: (213) 381-9989

7 *Attorneys for Plaintiffs*

8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF LOS ANGELES – SPRING STREET COURTHOUSE**

11 KEVISHA MARIAH BIVENS, individually, on
behalf of all others similarly situated, and on
12 behalf of the State of California and other
aggrieved persons; and MIKEALA KIARA
13 BARNES and JONATHAN ANTHONY
STOCKMAN, individually and on behalf of all
14 others similarly situated,

15 *Plaintiffs,*

16 v.

17 RIGHT AT SCHOOL, LLC, a limited liability
company; and DOES 1 through 10, inclusive,

19 *Defendants.*

Case No.: 23STCV31316

CLASS & REPRESENTATIVE ACTION

[Assigned for all purposes to: Hon. Carolyn
B. Kuhl, Dept. 12]

**~~PROPOSED~~ JUDGMENT AND ORDER
GRANTING PLAINTIFFS’ MOTION
FOR FINAL APPROVAL OF CLASS
ACTION AND PAGA SETTLEMENT**

FINAL APPROVAL HEARING

Date: February 19, 2026
Time: 10:30 a.m.
Dept.: 12

Complaint filed: December 21, 2023
FAC filed: December 4, 2024
SAC filed: May 12, 2025

1 This matter came on for hearing on February 19, 2026 at 10:30 a.m., in Department 12
2 of the above-referenced Court on the Motion for Final Approval of Class Action and PAGA
3 Settlement pursuant to California Rules of Court, Rule 3.769. On August 14, 2025, this Court
4 issued an Order Granting Plaintiffs' Motion for Preliminary Approval of Class Action
5 Settlement. Plaintiffs Kevisha Mariah Bivens, Mikeala Kiara Barnes, and Jonathan Anthony
6 Stockman (collectively, "Plaintiffs") now seek an order granting final approval of the Joint
7 Stipulation of Settlement and Release as amended ("Settlement"), a copy of which is attached
8 to the Declaration of Arrash T. Fattahi in Support of Plaintiffs' Motion for Final Approval of
9 Class Action and PAGA Settlement as **Exhibit 1**.

10 Having received and considered the Settlement, the supporting papers filed by the
11 Parties, and the evidence and argument in conjunction with the Motion for Preliminary Approval
12 of Class Action Settlement granted on August 14, 2025, and the instant Motion for Final
13 Approval of Class Action and PAGA Settlement, the Court grants final approval of the
14 Settlement and HEREBY ORDERS AND MAKES THE FOLLOWING DETERMINATIONS:

15 1. Pursuant to the Order Granting Plaintiffs' Motion for Preliminary Approval of Class
16 Action Settlement, the Class Notice was sent to each Class Member by First Class mail. These
17 papers informed Class Members of the terms of the Settlement, their right to receive an Individual
18 Settlement Payment, and their right to: (a) comment on or object to the Settlement; (b) request
19 exclusion from the Settlement and pursue their own remedies; (c) dispute the calculation of their
20 Individual Settlement Payment; and (d) appear at the final approval hearing. No Class Member has
21 objected to the proposed Settlement, and one (1) Class Member has requested exclusion.

22 2. The Court finds and determines that this notice procedure afforded adequate protections
23 to Class Members and provides the basis for the Court to make an informed decision regarding
24 approval of the Settlement based on the responses of the Class. The Court finds and determines
25 that the notice provided in this case was the best notice practicable, which satisfied the
26 requirements of law and due process.

27 3. With respect to the Class and for purposes of approving this Settlement only, this Court
28 finds and concludes that: (a) the members of the Class are ascertainable and so numerous that

1 joinder of all members is impracticable; (b) there are questions of law or fact common the class
2 and a well-defined community of interest among members of the Class with respect to the subject
3 matter of the action; (c) the claims of Class Representatives Kevisha Mariah Bivens, Mikeala Kiara
4 Barnes, and Jonathan Anthony Stockman are typical of the claims of the Class Members; (d) the
5 Class Representative has fairly and adequately protected the interests of the Class; (e) a class action
6 is superior to other available methods for an efficient adjudication of this controversy; and (f)
7 counsel of record for the Class Representative are qualified to serve as Class Counsel.

8 4. The Court has certified a Class for settlement purposes only, defined as all current and
9 former non-exempt employees of Defendant employed in California during the Class Period (from
10 December 21, 2019 through December 7, 2024). The Court deems this definition sufficient for
11 purposes of California Rules of Court, Rule 3.765(a).

12 5. The Court hereby confirms Arrash T. Fattahi, Emily Borman, and Arman A. Salehi of
13 Wilshire Law Firm, PLC as Class Counsel.

14 6. The Court hereby confirms Plaintiffs Kevisha Mariah Bivens, Mikeala Kiara Barnes,
15 and Jonathan Anthony Stockman as the Class Representatives.

16 7. The Court finds and determines that the terms of the Settlement are fair, reasonable,
17 and adequate, and directs the Parties to effectuate the Settlement according to its terms, having
18 found that the Settlement was reached as a result of informed and non-collusive arm's length
19 negotiations facilitated by a neutral mediator. The Court finds that the Parties conducted adequate
20 investigation, research, and discovery, and that their attorneys were able to reasonably evaluate
21 their respective positions. The Court also finds that the Settlement will enable the Parties to avoid
22 additional and potentially substantial litigation costs, as well as delay and risks if the Parties were
23 to continue to litigate the case. The Court has reviewed the monetary recovery provided as part of
24 the Settlement and recognizes the significant value accorded to the Class.

25 8. The Court hereby approves that Defendant Right At School, LLC ("Defendant") shall
26 pay a total of \$2,800,000.00 to resolve this litigation.

27 9. The Court finds and determines that the Individual Settlement Payments to be paid to
28 Settlement Class Members as provided for by the Settlement are fair and reasonable. The Court

hereby gives final approval to and orders the payment of those amounts to be made to the Settlement Class Members in accordance with the Settlement.

10. From the Settlement Amount, the Court finds and determines that payment of \$100,000.00 in civil penalties under PAGA is fair, reasonable, and appropriate. The Labor and Workforce Development Agency will receive 75% (\$75,000.00), and the remaining 25% (\$25,000.00) will be distributed to PAGA Members (defined as all current and former non-exempt employees of Defendant employed in the State of California during the PAGA Period [January 16, 2023 through December 7, 2024], regardless of whether the Class Members submitted a valid Request for Exclusion or otherwise opted out of the Settlement). The Court hereby grants final approval to and orders the payment of the amount in accordance with the Settlement. From the Settlement Amount, the Court finds and determines the Incentive Award of \$7,500.00 to each of the named Plaintiffs is fair and reasonable. The Court hereby grants final approval to and orders the payment of that amount to be paid to each of the named Plaintiffs for their service as a class representative and for their agreement to release claims.

11. From the Settlement Amount, the Court finds and determines that the fees and expenses in administering the Settlement incurred by ILYM Group, Inc. (“ILYM”) in the amount of \$24,950.00 are fair and reasonable. The Court hereby grants final approval to and orders the payment of that amount in accordance with the Settlement.

12. From the Settlement Amount, the Court hereby awards Class Counsel attorneys’ fees in the amount of \$933,333.33 and litigation costs in the amount of \$19,751.79. The Court hereby grants final approval to and orders the payment of those amounts in accordance with the Settlement.

13. Without affecting the finality of this Order or the entry of judgment in any way, this Court retains continuing jurisdiction of all matters relating to the implementation, interpretation, administration, effectuation and enforcement of this order and the Settlement.

14. Defendant shall not have any further liability for costs, expenses, interest, attorneys’ fees, or for any other charge, expense, or liability, except as provided for by the Settlement.

15. Neither the making of this Settlement nor the entry into the Settlement constitutes an

admission by Defendant, nor is this order a finding of the validity of any claims in this case or of any other wrongdoing. Further, the Settlement is not a concession and shall not be used as an admission of any wrongdoing, fault, or omission of any entity or persons, nor may any action taken to carry out the terms of the Settlement be construed as an admission or concession by or against Defendant.

16. Upon completion of administration of the Settlement, the Settlement Administrator will provide written certification of such completion to the Court, which shall be filed with the Court seven days before the non-appearance compliance hearing set for April 26, 2027 at 4:30 p.m..

17. The Court hereby enters final judgment in accordance with the terms of the Settlement, the Order Granting Plaintiffs' Motion for Preliminary Approval of Class Action Settlement, and this Order.

18. The Parties will bear their own costs and attorneys' fees except as otherwise provided by this Court's Order awarding Class Counsel's attorneys' fees and litigation costs.

IT IS SO ORDERED.

Dated: 02/19/2026



William F. Highberger / Judge
~~Honorable Carolyn B. Kuhl~~
Judge of the Superior Court

Bivens, et al. v. Right at School, LLC, et al.
23STCV31316

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