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**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN BERNARDINO**

JESSICA MARIE JONES and AUNDRAE
ALLEN SOTO, individually, and on behalf of all
others similarly situated,

Plaintiffs,

v.

JSAK VICTORVILLE PARTNERS LP DBA
HILTON GARDEN INN VICTORVILLE, a
California limited partnership; and DOES 1
through 10, inclusive,

Defendants.

Case No.: CIVSB2327394

*[Assigned for All Purposes to the
Hon. Stephanie Tanada, Dept: S33]*

**[PROPOSED] ORDER GRANTING
PLAINTIFFS' MOTION FOR
PRELIMINARY APPROVAL OF CLASS
ACTION AND PAGA SETTLEMENT**

PRELIMINARY APPROVAL HEARING

Date: January 5, 2026

Time: 8:30 a.m.

Dept: S33

Complaint filed: October 30, 2023

FAC filed: June 2, 2025

Trial date: None

[PROPOSED] ORDER

Having reviewed Plaintiffs Jessica Marie Jones and Aundrae Allen Soto's ("Plaintiffs") Motion for Preliminary Approval of Class Action and PAGA Settlement ("Motion"), the Declaration of John G. Yslas, Plaintiffs' declarations, and the Class Action and PAGA Settlement Agreement and Class Notice ("Settlement Agreement"), and good cause appearing, the Court finds and orders as follows:

1. The Court finds on a preliminary basis that the Settlement Agreement appears to be fair, adequate, and reasonable and therefore meets the requirements for preliminary approval. The Court grants preliminary approval of the Settlement and the Settlement Class based on the terms set forth in the Settlement Agreement between Plaintiff and Defendant JSAK Victorville Partners LP dba Hilton Garden Inn Victorville ("Defendant" or "JSAK"), attached to the Declaration of John G. Yslas in Support of Plaintiff's Motion for Preliminary Approval of Class Action Settlement as **Exhibit 1**.

2. The Settlement falls within the range of reasonableness of a settlement which could ultimately be given final approval by this Court, and appears to be presumptively valid, subject only to any objections that may be raised at the Final Approval Hearing and final approval by this Court. The Court notes that Defendant has agreed to create a common fund of \$500,000.00 to cover (a) settlement payments to Class Members who do not validly opt out; (b) a \$20,000.00 allocation toward civil penalties under the Private Attorneys General Act, 75% of which (\$15,000.00) will be paid to the State of California, Labor & Workforce Development Agency and 25% of which (\$5,000.00) will be paid to eligible Aggrieved Employees; (c) Class Representative service payment of up to \$10,000.00 to each Plaintiff; (d) Class Counsel's attorneys' fees, not to exceed one-third of the Gross Settlement Amount (i.e., \$166,666.67), and up to \$25,000.00 in costs for actual litigation expenses incurred by Class Counsel; and (e) Settlement Administration Costs of up to \$6,990.00.

3. The Court preliminarily finds that the terms of the Settlement appear to be within the range of possible approval, pursuant to California Code of Civil Procedure § 382 and applicable law. The Court finds on a preliminary basis that: (1) the Settlement amount is fair

1 and reasonable to the Class Members when balanced against the probable outcome of further
2 litigation relating to class certification, liability and damages issues, and potential appeals; (2)
3 significant informal discovery, investigation, research, and litigation have been conducted such
4 that counsel for the Parties at this time are able to reasonably evaluate their respective positions;
5 (3) settlement at this time will avoid substantial costs, delay, and risks that would be presented
6 by the further prosecution of the litigation; and (4) the proposed Settlement has been reached as
7 the result of intensive, serious, and non-collusive negotiations between the Parties with the
8 assistance of a well-respected class action mediator. Accordingly, the Court preliminarily finds
9 that the Settlement Agreement was entered into in good faith.

10 4. A final fairness hearing on the question of whether the proposed Settlement,
11 attorneys' fees and costs to Class Counsel, payment to the State of California, Labor &
12 Workforce Development Agency for its share of the settlement of claims for penalties under the
13 Private Attorneys General Act, and the Class Representative's enhancement awards should be
14 finally approved as fair, reasonable and adequate as to the members of the Class is hereby set
15 in accordance with the Implementation Schedule set forth below.

16 5. The Court provisionally certifies for settlement purposes only the following class
17 (the "Class"): "all current and former hourly, non-exempt employees who were employed by
18 Defendant in the State of California during the Class Period."

19 6. "Class Period" means the period from May 5, 2019 through July 1, 2025.

20 7. The Court finds, for settlement purposes only, that the Settlement Class meets the
21 requirements for certification under California Code of Civil Procedure § 382 in that: (1) the
22 Settlement Class Members are so numerous that joinder is impractical; (2) there are questions
23 of law and fact that are common, or of general interest, to all Settlement Class Members, which
24 predominate over individual issues; (3) Plaintiff's claims are typical of the claims of the
25 Settlement Class Members; (4) Plaintiff and Class Counsel will fairly and adequately protect
26 the interests of the Settlement Class Members; and (5) a class action is superior to other
27 available methods for the fair and efficient adjudication of the controversy.

28 8. The Court appoints as Class Representative, for settlement purposes only,

1 Plaintiff. The Court further preliminarily approves Plaintiffs' ability to request an incentive
2 award up to \$10,000.00 per Plaintiff.

3 9. The Court appoints, for settlement purposes only, John G. Yslas, Emily Borman,
4 Diego Aviles, Harry Erganyan, and Mariam Nazaretyan of Wilshire Law Firm, PLC, as Class
5 Counsel. The Court further preliminarily approves Class Counsel's ability to request attorneys'
6 fees of up to one-third of the Gross Settlement Amount (i.e., \$166,666.67), and costs not to
7 exceed \$25,000.00.

8 10. The Court appoints Apex Class Action Administration as the Settlement
9 Administrator with reasonable administration costs estimated not to exceed \$6,990.00.

10 11. The Court approves, as to form and content the Class Notice, attached to the
11 Settlement Agreement. The Court finds on a preliminary basis that plan for distribution of the
12 Notice to Settlement Class Members satisfies due process, provides the best notice practicable
13 under the circumstances, and shall constitute due and sufficient notice to all persons entitled
14 thereto.

15 12. The Parties are ordered to carry out the Settlement according to the terms of the
16 Settlement Agreement.

17 13. Any Class Member who does not timely and validly request exclusion from the
18 Settlement may object to the Settlement Agreement.

19 14. The Court orders the following Implementation Schedule:
20

EVENT:	DEADLINE:
Defendant to provide Class List to the Settlement Administrator	January 12, 2026 – 7 days after the Court grants Preliminary Approval of the Settlement
Settlement Administrator to mail the Notice Packets	January 17, 2026 – No later than five (5) calendar days after receipt of the Class Data

EVENT:	DEADLINE:
Class Member Response Deadline	March 3, 2026 – 45 days after mailing Notice to Class
Class Member Deadline to Object	March 3, 2026 – 45 days after mailing Notice to Class
Deadline for Administrator to Submit Declaration in Support of Motion for Final Approval	March 20, 2026 – 14 days before the last day to file Plaintiff's Motion for Final Approval, Request for Attorney's Fees and Costs, and Service Awards to Plaintiff
Deadline to file Motion for Final Approval, Request for Attorney's Fees and Costs, and Service Awards to Plaintiff	March 26, 2026 – 16 court days before the calendared Final Approval Hearing
Final Approval Hearing	April 20, 2026 at 8:30 a.m [or _____ at 8:30 a.m.]

1. The Court further ORDERS that, pending further order of this Court, all proceedings in this lawsuit, except those contemplated herein and in the settlement, are stayed.

IT IS SO ORDERED.

DATE: _____

HON. STEPHANIE TANADA
JUDGE OF THE SUPERIOR COURT