

FILED
Superior Court of California,
County of Solano
05/12/2026 at 03:56 PM
By: J. Castaneda, Deputy Clerk

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KENNETH ANTHONY BUCHANAN, JR.

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SOLANO**

KENNETH ANTHONY BUCHANAN, JR.,
individually, and on behalf of all others similarly
situated,

Plaintiff,

vs.

VERTUS PROPERTIES, INC., a California
corporation; and DOES 1 through 10, inclusive,

Defendants.

Case No.: CU24-03325

[Assigned for all purposes to the Hon. Wendy
Getty, Department 8]

~~PROPOSED~~ **ORDER GRANTING FINAL
APPROVAL OF CLASS ACTION AND
PAGA SETTLEMENT AGREEMENT AND
JUDGMENT**

FINAL APPROVAL HEARING

Date: April 30, 2026
Time: 9:00 a.m.
Courtroom: Dept. 8
Judge: Hon. Wendy Getty

Complaint Filed: May 1, 2024
Trial Date: Not Set

1 **[PROPOSED] FINAL APPROVAL ORDER AND JUDGMENT**

2 **TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

3 The Court preliminarily approved the class action and PAGA settlement that was reached
4 between plaintiff Kenneth Anthony Buchanan, Jr. (“Plaintiff”) and Defendant Vertus Properties, Inc.
5 (“Defendant”) (together with Plaintiff, the “Parties”), in accordance with the Parties’ Class Action
6 and PAGA Settlement Agreement (“Settlement”) at its hearing on October 16, 2025. The Settlement
7 is attached as **Exhibit 1** to the Declaration of Kane Moon in Support of Plaintiff’s Motion for Final
8 Approval of Class Action and PAGA Settlement Agreement.

9 The Court now has before it Plaintiff’s Motion for Final Approval of Class Action and PAGA
10 Settlement Agreement, including a motion for payment of the Class Counsel Fees Payment, Class
11 Counsel Expenses Payment, Class Representative Service Payment, Administration Expenses
12 Payment, and PAGA Penalties, and whether the Settlement should be finally approved as fair,
13 reasonable, and adequate as to Class Members (collectively “Motion for Final Approval”), as well
14 as a [Proposed] Final Approval Order.

15 Due and adequate notice having been given to Class Members, and the Court having reviewed
16 the Settlement and duly considered Plaintiff’s Motion for Final Approval, the supporting declarations
17 and exhibits thereto, all other papers filed and proceedings had hereto, the record in this Action, and
18 any oral argument, and good cause appearing,

19 **THE COURT HEREBY ORDERS, ADJUDGES AND DECREES AS FOLLOWS:**

20 1. The Court, for purposes of this Final Approval Order and Judgment, refers to all terms
21 and definitions as set forth in the Settlement.

22 2. Plaintiff’s Motion for Final Approval came before Department 8 of this Court, the
23 Honorable Wendy Getty presiding, on April 30, 2026.

24 3. No objection to the proposed Settlement was received and no proposed member opted
25 out. Accordingly, the Court hereby **GRANTS** Plaintiff’s Motion for Final Approval and **ORDERS**
26 Judgment to be entered in accordance with the terms herein.

27 4. The Court certifies, for settlement purposes only, the following class (“Class
28 Members”): All persons currently or formerly employed by Defendant as a non-exempt employee in

1 California during the period from May 1, 2020, through October 19, 2025.

2 5. The release of the Released PAGA Claims shall bind the following individuals
3 (“Aggrieved Employees”): all persons who worked for Defendant as hourly, non-exempt employees
4 in the State of California during the period from April 28, 2023, to October 19, 2025.

5 6. The settlement of \$605,000 for 256 Class Members is fair, reasonable, and not the
6 product of fraud, overreach, or collusion where the settlement was reached after arm’s-length
7 mediation.

8 7. Payment of \$22,500 to the LWDA and \$7,500 to 186 Aggrieved Employees, in light
9 of the overall settlement, is approved.

10 8. Payment of \$7,500 as an enhancement award to Plaintiff, in light of the actual results
11 of the case and efforts expended, is approved.

12 9. Moon Law Group, P.C. was approved as class counsel. The Court approves class
13 counsel’s request for attorneys’ fees representing 30% of the gross settlement amount.

14 10. Reimbursement of \$15,791.51 in litigation costs to class counsel is approved.

15 11. Reimbursement of \$8,250 to Phoenix for the costs of settlement administration is
16 approved.

17 12. Pursuant to California Code of Civil Procedure section 664.6, the Court shall retain
18 jurisdiction over the Parties, Action, and the Settlement solely for purposes of (i) enforcing the
19 Settlement and/or Judgment, (ii) addressing settlement administration matters, and (iii) addressing
20 such post-Judgment matters as are permitted by law.

21 13. A final dismissal hearing to confirm distribution of all funds, including deposit of
22 any unclaimed funds, is set for **December 17, 2026, at 8:30 a.m.** A declaration confirming
23 compliance, including disposition of any unclaimed proceeds by deposit with the California
24 Controller, shall be filed 15 days prior to the hearing.

25 **IT IS SO ORDERED AND ADJUDGED.**

26 DATE: 05/12/2026

27 
THE HON. WENDY GETTY
28 Judge of the Superior Court, Solano County

1 **APPROVED AS TO FORM.**

2 **DUGGAN MCHUGH LAW CORPORATION**

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Katie A. Collins, Esq.
Attorney for Defendant

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1 **PROOF OF SERVICE**

2 **STATE OF CALIFORNIA, COUNTY OF LOS ANGELES**

3 I am employed in the State of California, County of Los Angeles. I am over the age of 18 and not a party
4 to the within suit; my business address is 725 S. Figueroa St., 31st Floor Los Angeles, CA 90017.

5 On the date indicated below, I served the document described as:

6 **[PROPOSED] ORDER GRANTING FINAL APPROVAL OF CLASS ACTION AND PAGA
SETTLEMENT AGREEMENT AND JUDGMENT**

7 On the interested parties in this action by sending [] the original [or] [✓] a true copy thereof [✓] to interested
8 parties as follows [or] [] as stated on the attached service list:

9 Laura C. McHugh
Katie A. Collins
10 **DUGGAN MCHUGH LAW CORPORATION**
100 Howe Avenue, Suite 260
Sacramento, CA 95825
11 Telephone: (916) 550-5309
Facsimile: (916) 404-5900
12 Email: Laura@dugganmchugh.com
13 Email: Katie@dugganmchugh.com
Email: sara@dugganmchugh.com

**Labor & Workforce
Development Agency**
Attn. PAGA Administrator
1515 Clay Street, Ste. 801
Oakland, CA 94612
(Served via Labor and Workforce Developer
Agency access portal)

14 Attorneys for Defendant Vertus Properties, Inc.
15 (Served via E-Mail)

16 [✓] **BY E-MAIL:** I hereby certify that this document was served from Los Angeles,
California, by e-mail delivery on the parties listed herein at their most recent known email address or
17 e-mail of record in this action.

18 [✓] **BY LABOR AND WORKFORCE DEVELOPMENT AGENCY ACCESS:** By uploading
a true copy of the foregoing document(s) to the Labor and Workforce Development Agency
19 access.

20 I declare under penalty of perjury under the laws of the State of California that the foregoing is true and
21 correct. Executed this **May 8, 2026** at Los Angeles, California.

22 Karen Castillo
23 _____
Type or Print Name

24 /s/ Karen castillo
25 Signature
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