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on behalf of himself and all others similarly situated and aggrieved

SUPERIOR COURT OF CALIFORNIA

COUNTY OF SAN BERNARDINO

JOSEPH STEVENS, on behalf of himself
and all others similarly situated and
aggrieved,

Plaintiff,

v.

GOSHARE INC., a Delaware Corporation;
and DOES 1 Through 10, inclusive,

Defendants.

Case No. CIVSB2428568

ASSIGNED FOR ALL PURPOSES TO:

The Honorable Wilfred J. Schneider Jr.
Department S32

CLASS AND REPRESENTATIVE ACTION

**[PROPOSED] ORDER GRANTING
PRELIMINARY APPROVAL OF CLASS
AND PAGA REPRESENTATIVE ACTION
SETTLEMENT**

Date: January 6, 2026

Time: 8:30 a.m.

Dept.: S32

Complaint filed: October 3, 2024

Trial Date: Not set

1 This matter came on for hearing on January 6, 2026 in Department S32 of the above-
2 captioned Court on Plaintiff's Motion for Order Granting Preliminary Approval of Class and
3 PAGA Representative Action Settlement ("Motion"). Having fully reviewed the Motion,
4 supporting memorandum of Points and Authorities and Declarations, Class Action and PAGA
5 Settlement Agreement ("Agreement"), and the proposed Notice of Class Action Settlement and
6 Hearing Date For Final Court Approval ("Class Notice") attached as Exhibit A to the Agreement,
7 having carefully analyzed the Agreement and Class Notice, and in recognition of the Court's
8 duty to make a preliminary determination as to the reasonableness of any proposed class action
9 settlement, and if preliminarily determined reasonable, to ensure proper notice is provided to
10 Class Members in accordance with due process requirements, and to set a Final Approval
11 Hearing to consider the good faith, fairness, adequacy and reasonableness of the proposed
12 Settlement, THE COURT MAKES THE FOLLOWING DETERMINATIONS AND ORDERS:

13 1. The Court conditionally finds, for purposes of approving this settlement only, the
14 proposed Class meets the requirements for certification under section 382 of the California Code
15 of Civil Procedure: (a) the proposed Class is ascertainable and so numerous joinder of all
16 members of the Class is impracticable; (b) there are questions of law or fact common to the
17 proposed Class, and a well-defined community of interest among members of the proposed Class
18 with respect to the subject matter of the class action; (c) the claims of the Class Representative
19 are typical of the claims of the members of the proposed Class; (d) the Class Representative has
20 and will fairly and adequately protect the interests of the Members of the Class; (e) a class action
21 is superior to other available methods for an efficient adjudication of this controversy in the
22 context of settlement; and (f) counsel of record for Class Representative are qualified to serve as
23 Counsel for the Class.

24 2. The Court finds on a preliminary basis the Agreement, attached as **Exhibit 1** to
25 the Declaration of Isam C. Khoury, incorporated, and made a part of this Order of preliminary
26 approval, appears to be within the range of reasonableness of a settlement which could ultimately
27 be given final approval by this Court.

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1 3. It appears to the Court on a preliminary basis: (a) the Gross Settlement Amount is
2 fair and reasonable to Class Members when balanced against the probable outcome of further
3 litigation relating to class certification, liability and damages, and potential appeals; (b)
4 significant investigation, research, and informal discovery, were conducted and counsel for the
5 Parties are able to reasonably evaluate their positions; (c) settlement will avoid substantial costs,
6 delays, and risks of further prosecution of the case; and (d) the proposed Settlement was reached
7 through serious, non-collusive negotiations facilitated by an experienced mediator.

8 4. Accordingly, good cause appearing, the Motion for Order Granting Preliminary
9 Approval of Class and PAGA Representative Action Settlement is GRANTED, and the Court
10 incorporates the Agreement in this Order.

11 5. For purposes of this Settlement, the Class is defined as all persons who performed
12 delivery services for Defendant in California as an independent contractor at any time from
13 October 3, 2020 through October 8, 2025.

14 6. For purposes of this Settlement, an Aggrieved Employee is defined as all persons
15 who performed delivery services for Defendant in California as an independent contractor at any
16 time from July 30, 2023 through October 8, 2025.

17 7. The Court finds the proposed Class Notice fairly and adequately advises Class
18 Members of (a) pendency of the Class Action Settlement; (b) conditional Class certification for
19 settlement purposes only; (c) preliminary Court approval of the proposed Settlement; (d) the date,
20 time and place of the Final Approval Hearing; (e) the terms of the proposed Settlement and the
21 benefits available to Class Members under the Settlement; (f) their right to receive a proportionate
22 share of the Net Settlement Amount without returning a claim form; (g) their right to request
23 exclusion, and procedures and deadline for doing so; (h) their right to object to the Settlement,
24 and the procedures and deadline for doing so; and, (i) their right to file documents in opposition
25 to the Settlement, and appear at the Hearing.

26 8. The Court finds the proposed Class Notice provides the best practicable notice to
27 the Class and comports with all constitutional requirements, including those of due process.
28 Accordingly, good cause appearing, the Court APPROVES the Class Notice.

1 9. The Court further finds mailing of the Class Notice to the last known address of
2 Class Members with measures taken for address verification and skip tracing of bad addresses,
3 as described in the Agreement, is an effective method of notifying Class Members of their rights
4 in the class action and the Settlement. Accordingly, IT IS ORDERED:

5 A. ILYM Group, Inc. be appointed the Administrator to administer the
6 Settlement of this matter as more specifically set forth in the Agreement;

7 B. Isam C. Khoury and Rosemary C. Khoury of Cohelan Khoury & Singer,
8 and Christopher J. Hamner of Hamner Law Offices, APLC, be appointed as Class Counsel;

9 C. Plaintiff Joseph Stevens be appointed as Class Representative;

10 D. Not later than 15 days after the Court grants Preliminary Approval of the
11 Settlement, Defendant will simultaneously deliver the Class Data to the Administrator, in the
12 form of a Microsoft Excel spreadsheet, in accordance with Section 4.2 of the Settlement
13 Agreement. Per Section 1.8 of the Settlement Agreement: Class Data means Class Member
14 identifying information in Defendant s possession including the Class Member's name, last-
15 known mailing address, e-mail address to the extent Defendant has an email address on file,
16 Social Security number, and number of Class Period deliveries and PAGA deliveries.

17 E. Using best efforts to perform as soon as possible, and in no event later than
18 14 days after receiving the Class Data, the Administrator will send to all Class Members
19 identified in the Class Data, via mail, the Class Notice, in accordance with Section 7.3.2 of the
20 Settlement Agreement.

21 F. Class Members who wish to exclude themselves (opt-out of) the Class
22 Settlement must send the Administrator, by fax, email, or mail, a signed written Request for
23 Exclusion not later than 60 days after the Administrator mails the Class Notice (plus an additional
24 14 days for Class Members whose Class Notice is re-mailed, in accordance with Section 7.4.1 of
25 the Settlement Agreement.

26 G. Each Class Member shall have 60 days after the Administrator mails the
27 Class Notice (plus an additional 14 days for Class Members whose Class Notice is re-mailed) to
28 challenge the number of Deliveries allocated to the Class Member in the Class Notice, in

1 accordance with Section 7.5 of the Settlement Agreement.

2 H. Participating Class Members may send written objections to the
3 Administrator, by fax, email, or mail. In the alternative, Participating Class Members may appear
4 in Court (or hire an attorney to appear in Court) to present verbal objections at the Final Approval
5 Hearing. A Participating Class Member who elects to send a written objection to the
6 Administrator must do so not later than 60 days after the Administrator's mailing of the Class
7 Notice (plus an additional 14 days for Class Members whose Class Notice was re-mailed), in
8 accordance with Section 7.6.2 of the Settlement Agreement.

9 10. IT IS FURTHER ORDERED the Final Approval Hearing shall be held before the
10 undersigned on _____, 2026 at 8:30 a.m., in Department S32 of the
11 Superior Court of California, County of San Bernardino, located at 247 West Third Street, San
12 Bernardino, California, 92415, to consider the fairness, adequacy, and reasonableness of the
13 proposed Settlement preliminarily approved by this Order of Preliminary Approval, and to
14 consider the application for Class Representative Service Payment and Class Counsel's
15 Attorneys' Fees and Costs incurred.

16 11. IT IS FURTHER ORDERED if the Court does not enter Judgment in accordance
17 with the Agreement, or it is vacated or reversed, the Parties will retain all rights, status quo ante,
18 and this matter shall proceed.

19 12. IT IS FURTHER ORDERED that pending further order of this Court, all
20 proceedings in this matter, except those contemplated by this Order and the Agreement are
21 stayed.

22 13. The Court reserves the right to adjourn or continue the Final Approval Hearing
23 without further notice to Class Members. If written objections are submitted, Class Counsel shall
24 notify objecting Class Members of the new date and time set for the Final Approval Hearing.
25 IT IS SO ORDERED.

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27 Dated: _____

Honorable Wilfred J. Schneider Jr.
Judge of the Superior Court

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