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SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF SAN LUIS OBISPO

JOSE GONZALEZ, as an individual and on
behalf of all others similarly situated,

Plaintiff,

vs.

CALIFORNIA CUSTOM POWER SPORTS,
INC., a California corporation; and DOES 1
through 100,

Defendants.

Case No.: 24CVP-0190

*[Assigned for all purposes to the Hon.
Michael C. Kelley, Paso Robles Dept. 2]*

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

Date: ~~May 29, 2025~~

Time: 9:00 a.m.

Dept: P2, Paso Robles Branch

Action Filed: May 31, 2024

Trial Date: None Set

1 The Motion of Plaintiff Jose Gonzalez (“Plaintiff”) for Preliminary Approval of Class
2 Action Settlement came on regularly for hearing before this Court on May 29, 2025 at 9:00 a.m.
3 This Court, having considered the proposed Joint Stipulation and Settlement Agreement (the
4 “Settlement”) attached to the Declaration of Sean M. Blakely filed concurrently herein; having
5 considered Plaintiff’s Motion for Preliminary Approval of Class Action Settlement,
6 Memorandum of Points and Authorities in support thereof, and supporting declarations filed
7 therewith; and good cause appearing, HEREBY ORDERS THE FOLLOWING:

8 1. The Court GRANTS preliminary approval of the class action settlement as set
9 forth in the Joint Stipulation and Settlement Agreement and finds its terms to be within the range
10 of reasonableness of a settlement that ultimately could be granted approval by the Court at a Final
11 Approval Hearing. For purposes of the Settlement, the Court finds that the proposed Settlement
12 Class is ascertainable and that there is a sufficiently well-defined community of interest among
13 the members of the Settlement Class in questions of law and fact. Therefore, for settlement
14 purposes only, the Court grants conditional certification of the following Settlement Class:

15 All current and former non-exempt employees who worked for
16 Defendant California Custom Power Sports, Inc. in California at any
17 time from May 31, 2020 through the date the Court enters an Order
granting preliminary approval of the settlement (the “Class Period”).

18 2. For purposes of the Settlement, the Court designates Plaintiff Jose Gonzalez as
19 Class Representative, and designates Paul K. Haines, Sean M. Blakely, and Joel M. Gordon of
20 Haines Law Group, APC as Class Counsel.

21 3. The Court designates ILYM Group, Inc. as the third-party Settlement
22 Administrator for mailing notices.

23 4. The Court approves, as to form and content, the Class Notice and Notice of
24 Estimated Individual Class Payment (collectively, the “Notice Packet”), attached as Exhibits 1
25 and 2, respectively, to the Settlement.

26 5. The Court finds that the form of notice to the Settlement Class regarding the
27 pendency of the action and of the Settlement, and the methods of giving notice to Class Members,
28 constitute the best notice practicable under the circumstances, and constitute valid, due, and

sufficient notice to all Class Members. The form and method of giving notice complies fully with the requirements of California Code of Civil Procedure section 382, California Civil Code section 1781, California Rules of Court 3.766 and 3.769, the California and United States Constitutions, and other applicable law.

6. The Court further approves the procedures for Class Members to opt out of or object to the Settlement, as set forth in the Class Notice.

7. The procedures and requirements for filing objections in connection with the Final Approval Hearing are intended to ensure the efficient administration of justice and the orderly presentation of any Class Member's objection to the Settlement in accordance with the due process rights of all members of the Settlement Class.

8. The Court directs the Settlement Administrator to mail the Notice Packet to the members of the Settlement Class in accordance with the terms of the Settlement.

9. The Class Notice shall provide at least sixty (60) calendar days' notice for Class Members to opt out of, or object to, the Settlement.

10. The Final Approval Hearing on the question of whether the Settlement should be finally approved as fair, reasonable, and adequate is scheduled in Department P2 of this Court, located at 901 Park Street, Paso Robles, California 93446 on _____, 2025 at _____ a.m. / p.m.

11. At the Final Approval Hearing, the Court will consider: (a) whether the Settlement should be finally approved as fair, reasonable, and adequate for the Settlement Class; (b) whether a judgment granting final approval of the Settlement should be entered; and (c) whether Plaintiff's application for reasonable attorneys' fees, reimbursement of litigation expenses, enhancement payment to Plaintiff, settlement administration costs, and payment to the Labor & Workforce Development Agency ("LWDA") for penalties under the Labor Code Private Attorneys General Act should be granted.

12. Counsel for the parties shall file memoranda, declarations, or other statements and materials in support of their request for final approval of the Settlement, attorneys' fees, litigation expenses, Plaintiff's enhancement payment, payment to the LWDA, and settlement

administration costs, prior to the Final Approval Hearing according to the time limits set by the Code of Civil Procedure and the California Rules of Court.

13. An implementation schedule is below:

Event	Date
Defendant to provide Class Data to the Settlement Administrator no later than [30 calendar days after preliminary approval]:	June 30, 2025
Settlement Administrator to mail the Notice Packet to Settlement Class members no later than [14 calendar days after receiving Class Data]:	July 14, 2025
Deadline for Class Members to request exclusion from, or object to, the Settlement [60 calendar days after mailing]:	September 12, 2025
Deadline for Plaintiff to file his Motion for Final Approval of Class Action Settlement:	October 10, 2025
Final Approval Hearing:	_____, 2025

14. Pending the Final Approval Hearing, all proceedings in this action, other than proceedings necessary to carry out or enforce the terms and conditions of the Settlement and this Order, are stayed.

15. Counsel for the parties are hereby authorized to utilize all reasonable procedures in connection with the administration of the Settlement which are not materially inconsistent with either this Order or the terms of the Settlement.

IT IS SO ORDERED.

Dated: _____, 2025

Hon. Michael C. Kelley
Judge of the Superior Court