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

DANIEL DURAN, on behalf of himself and
all others similarly situated,

Plaintiff,

vs.

TURF OPERATION FRESNO INC., a
corporation; and DOES 1 through 100,
inclusive,

Defendants.

DANIEL DURAN, as an individual and on
behalf of all others similarly situated,

Plaintiff,

vs.

TURF OPERATION FRESNO, INC., a
corporation; and DOES 1 through 100,
inclusive,

Defendants.

Case Nos. MCV095208
MCV097350

CLASS ACTION

*Assigned for all Purposes to the Hon.
Michael J. Jurkovich, Dept. 44*

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

Date: October 19, 2026
Time: 8:30 a.m.
Dept.: 44

Complaint Filed: December 10, 2024
Trial date: None Set

1 The Motion of Plaintiff Daniel Duran (“Plaintiff”) for Preliminary Approval of Class
2 Action Settlement (the “Motion”) came on regularly for hearing before this Court on October 19,
3 2026 at 8:30 a.m. This Court has considered the proposed Settlement Agreement (the
4 “Settlement”) between Plaintiff and Defendant Turf Operation Fresno, Inc. (“Defendant” or
5 “TOF”) (together with Plaintiff, the “Parties”) attached as Exhibit 1 to the Declaration of Tuvia
6 Korobkin filed concurrently with the Motion. The Court has also considered the Motion,
7 Memorandum of Points and Authorities in support thereof, and supporting declarations filed
8 therewith.

9 In light of the foregoing, and GOOD CAUSE appearing, the Court HEREBY ORDERS
10 AS FOLLOWS:

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

18 All persons who worked for Defendant in California as an hourly-paid, non-exempt
19 employee at any time from December 10, 2020, through February 5, 2026 (the
20 “Class Period”).

21 2. For purposes of the Settlement, the Court designates Plaintiff as the Class
22 Representative, and the Court designates Tuvia Korobkin, F. Shawn Azizollahi, and Nancy
23 Goodes of Marquee Law Group, APC as Class Counsel.

24 3. The Court designates Phoenix Settlement Administrators as the third-party
25 Settlement Administrator for mailing notices.

26 4. The Court approves, as to form and content, the Notice of Pendency of Class
27 Action and Proposed Settlement (“Class Notice”) and Notice of Estimated Settlement Payment
28 attached as Exhibits A and B, respectively, to the Settlement (together, the “Notice Packet”).

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1 5. The Court finds that the form of notice to the Settlement Class regarding the
2 pendency of the action and of the Settlement, and the methods of giving notice to members of the
3 Settlement Class, constitute the best notice practicable under the circumstances, and constitute
4 valid, due, and sufficient notice to all of the Settlement Class members. The form and method of
5 giving notice complies fully with the requirements of California Code of Civil Procedure section
6 382, California Civil Code section 1781, California Rules of Court 3.766 and 3.769, the California
7 and United States Constitutions, and other applicable law.

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

10 7. The procedures and requirements for filing objections in connection with the Final
11 Approval Hearing are intended to ensure the efficient administration of justice and the orderly
12 presentation of any valid objection to the Settlement in accordance with due process.

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

15 9. The Final Approval Hearing on the question of whether the Settlement should be
16 finally approved as fair, reasonable, and adequate is scheduled in Department 44 of this Court,
17 located at 200 South G Street, Madera, California 93637 on _____, 2027 at _____
18 a.m./p.m.

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

26 11. Counsel for the parties shall file memoranda, declarations, or other statements and
27 materials in support of their request for final approval of the Settlement, attorneys' fees, litigation
28

1 expenses, Plaintiff's enhancement award, payment to the LWDA, and settlement administration
2 costs, prior to the Final Approval Hearing according to the schedule set forth below.

3 12. An implementation schedule is below:

4 Event	Date
5 Defendants to provide Class Data to 6 Settlement Administrator no later than [10 Court days after preliminary approval]:	November 2, 2026
7 Settlement Administrator to mail Notice 8 Packets to Settlement Class members no later 9 than [10 Court days after receiving Class Data]:	November 17, 2026
10 Deadline for Settlement Class members to 11 submit requests for exclusion, objections, or disputes [60 days after mailing]:	January 19, 2027
12 Deadline for Plaintiff to file Motion for Final 13 Approval:	February 9, 2027
14 Final Approval Hearing:	_____, 2027

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

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

21 **IT IS SO ORDERED.**

22
23 Dated: _____, 2026

24 Hon. Michael J. Jurkovich
25 Judge of the Superior Court
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