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Attorneys for Plaintiff Tiffany Soliman, Maria Carralez,
Eugene Bautista and the Putative Class

SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF SANTA CLARA

**TIFFANY SOLIMAN, MARIA
CARRALEZ, and EUGENE BAUTISTA, on
behalf of themselves and all other similarly
situated,**

Plaintiff,

vs.

**SATELLITE HEALTHCARE, INC.; and
DOES 1-100, inclusive,**

Defendants.

Case No.: 21CV387218

NOTICE OF ENTRY OF ORDER

TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

PLEASE TAKE NOTICE that, on July 19, 2024, the Court in this matter entered an Order Granting Plaintiffs' Unopposed Motion for Preliminary Approval of Class Action Settlement, a true and correct copy of which is attached hereto as **Exhibit A**.

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**Electronically Filed
by Superior Court of CA,
County of Santa Clara,
on 7/23/2024 11:31 AM
Reviewed By: R. Walker
Case #21CV387218
Envelope: 16029685**

1 **DATED:** July 23, 2024

MAYALL HURLEY P.C.

2
3 By



4 **ROBERT J. WASSERMANN**

Attorneys for Plaintiffs and the Putative Class

Exhibit A

NOTE: This cover sheet is to be used to electronically file and submit to the court a proposed order. The proposed order sent electronically to the court must be in PDF format and must be attached to this cover sheet. In addition, a version of the proposed order in an editable word-processing format must be sent to the court at the same time as this cover sheet and the attached proposed order in PDF format are filed.

- (SIGNATURE OF PARTY OR ATTORNEY)

CASE NAME:

Soliman v. Satellite Healthcare, Inc., et al.

CASE NUMBER:

21CV387218

**PROOF OF ELECTRONIC SERVICE
PROPOSED ORDER**

1. I am at least 18 years old and **not a party to this action.**

a. My residence or business address is (*specify*):

Mayall Hurley, P.C., 118 West Oak Street, Lodi, CA 95240

b. My electronic service address is (*specify*): jzeyen@mayallaw.com

2. I electronically served the *Proposed Order (Cover Sheet)* with a proposed order in PDF format attached, and a proposed order in an editable word-processing format as follows:

a. On (*name of person served*) (*If the person served is an attorney, the party or parties represented should also be stated.*):

Michael S. Kun, attorney for Defendant Satellite Healthcare, Inc.

b. To (*electronic service address of person served*): mkun@ebglaw.com

c. On (*date*): 7/18/2024

☐ Electronic service of the *Proposed Order (Cover Sheet)* with the attached proposed order in PDF format and service of the proposed order in an editable word-processing format on additional persons are described in an attachment.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: July 18, 2024

Julie Zeyen

(TYPE OR PRINT NAME OF DECLARANT)


(SIGNATURE OF DECLARANT)

Envelope #15988022

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SUPERIOR COURT OF THE STATE OF CALIFORNIA

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and EUGENE BAUTISTA, on behalf of
themselves and all other similarly situated,

Plaintiff,

vs.

SATELLITE HEALTHCARE, INC.; and
DOES 1-100, inclusive,

Defendants.

Case No. 21CV387218

~~[PROPOSED]~~ ORDER GRANTING
PLAINTIFFS' UNOPPOSED MOTION FOR
PRELIMINARY APPROVAL OF CLASS
ACTION SETTLEMENT

FILED

July 19, 2024

Clerk of the Court
Superior Court of CA
County of Santa Clara

21CV387218

By: rwalker

Plaintiffs Tiffany Soliman, Maria Carralez, and Eugene Bautista (hereinafter "Plaintiffs")
Unopposed Motion for Preliminary Approval of Class Action Settlement (the "Motion") came on
for hearing before this Court on May 1, 2024. The Court's Tentative Ruling was to grant subject to
clarification of a few issues. Robert J. Wassermann, counsel for Plaintiffs and the putative Class,
submitted a declaration on June 17, 2024, addressing each of the Court's concerns. The matter was

1 back before the Court on July 3, 2024. After reviewing the declaration and discussing with
2 counsel, the Court makes the following determinations and orders:

3 1. Plaintiffs Tiffany Soliman, Maria Carralez, and Eugene Bautista are appointed as
4 Class Representatives.

5 2. Mayall Hurley P.C. and James Hawkins, ALPC are appointed as Class Counsel.

6 3. Atticus Administration, LLC is appointed as the Administrator and shall administer
7 the Settlement in accordance with the terms set forth in the Settlement Agreement and perform the
8 functions set forth therein. The Court also preliminarily approves declared fees and costs of
9 administering the Settlement of up to \$25,000.

10 4. The Class of employees covered by the Parties' Settlement consists of
11 All current and former non-exempt California employees of Defendant who worked during
12 the Class Period. SA ¶ 6.

13 5. Pursuant to California Civil Procedure section 382, and for purposes of settlement
14 only, the Class is preliminarily and conditionally certified.

15 6. The Court grants preliminary approval of the Settlement between Plaintiffs and
16 Satellite, based upon the terms set forth in the Settlement Agreement.

17 a. As to the Class, the Settlement Agreement appears to be fair, adequate and
18 reasonable, and the Court preliminarily approves the terms of the Settlement
19 Agreement.

20 b. The Court approves, as to form and content, the Class Notice, in substantially the
21 form attached as **Exhibit 5** to the Declaration of Robert J. Wassermann in Support
22 of Motion for Preliminary Approval. The Court further approves the procedure
23 by which Class Members may opt out of, and object to, the Settlement as set forth
24 in the Settlement Agreement and the Class Notice.

25 7. The Court directs mailing of the Class Notice in accordance with the terms of the
26 Settlement Agreement and on the schedule set forth below. The Court finds the dates
27 selected for the mailing and distribution of the Class Notice, as set forth below, meet
28 the requirements of due process and provide the best notice practicable under the

1 circumstances and shall constitute due and sufficient notice to all persons entitled
2 thereto.

3 8. Subject to further consideration by the Court at the time of the Final Approval
4 Hearing, the proposed PAGA allocation of \$50,000 and payment to the LWDA of \$37,500 is
5 preliminarily approved. Distribution of \$12,500 to the Class Members employed during the PAGA
6 Period based on the formula outlined in the Settlement Agreement is also approved.

7 9. Subject to further consideration by the Court at the time of the Final Approval
8 Hearing, the proposed Class / PAGA Representative Enhancement Awards of \$10,000 each, or a
9 combined 1.23% of the Gross Fund, to Plaintiffs for their service as Class / PAGA Representatives
10 are preliminarily approved.

11 10. Subject to further consideration by the Court at the time of the Final Approval
12 Hearing, Class Counsel's request of attorneys' fees in the amount of one-third of the Gross Fund,
13 presently expected to be \$808,333.33, and declared costs of up to \$35,000, are preliminarily
14 approved.

15 11. The Court adopts the following dates and deadlines:

16 Defendant to provide Class List	Within 15 days of preliminary approval order
17 Administrator to mail Class Notice	Within 10 days of provision of Class List
18 Deadline for Class Members to object or opt out	Within 45 calendar days after Class List mailed
19 Plaintiff to file Motion for Attorneys' Fees, Costs and Enhancement Payment.	Not less than 16 court days before the Final Approval hearing
20 Deadline for Plaintiff to file Motion for Final Approval.	Not less than 16 court days before the Final Approval hearing
21 Final Approval Hearing.	January 8, 2025

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1 12. A Final Approval hearing on the question of whether the proposed Settlement,
2 attorneys' fees to Class Counsel, and the Class /PAGA Representatives' Enhancement Payments
3 should be finally approved as fair, reasonable and adequate is scheduled in for January 8, 2025 at
4 1:30 p.m. The parties to the Agreement are directed to carry out their obligations under the
5 Settlement Agreement.

6
7 Dated: July 19, 2024



HON. THEODORE C. ZAYNER
SUPERIOR COURT JUDGE