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SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES

MONIQUE C. SELIZ GARCIA, individually,
and on behalf of all others similarly situated,

Plaintiff,

v.

UNITED PAYMENT CENTER, INC., a
California corporation; and DOES 1 through
10, inclusive,

Defendants.

Case No.: 23STCV13141

[Hon. Laura A. Seigle, Dept. 17]

CLASS ACTION

**~~[PROPOSED]~~ ORDER GRANTING
PLAINTIFF'S MOTION FOR
PRELIMINARY APPROVAL OF CLASS
ACTION SETTLEMENT,
CONDITIONAL CERTIFICATION,
APPROVAL OF CLASS NOTICE,
SETTING OF FINAL APPROVAL
HEARING DATE**

Hearing Date: January 22, 2025
Hearing Time: 9:00 a.m.
Hearing Place: Department 17

Complaint Filed: June 8, 2023

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

2 A preliminary approval hearing was held before this Court on January 22, 2025, at 9:00 a.m.,
3 for the purpose of determining, among other things, whether the Settlement was within the range of
4 possible approval and whether notice to the Class Members of its terms and conditions, and the
5 scheduling of a Final Approval Hearing, will be worthwhile. Appearing at the hearing was Prominent
6 Law Group, APC on behalf of Defendant United Payment Center, Inc. (“Defendant”) and Moon
7 Law Group, PC on behalf of Plaintiff Monique C. Seliz Garcia (“Plaintiff”) and the Class.

8 Having reviewed the papers and documents presented, heard the statements of counsel,
9 considered the matter, and made findings and rulings at the hearing,

10 **IT IS HEREBY ORDERED:**

11 1. The following Class is conditionally certified for purposes of settlement only: all
12 persons who worked for Defendant United Payment Center, Inc. (“Defendant,”) in California as an
13 hourly, non-exempt employee during the time period from June 8, 2019 to October 8, 2024 (the
14 “Class”).

15 2. The Court grants preliminary approval of the settlement based upon the terms set
16 forth in the Class Action Settlement Agreement (“Settlement Agreement,” “Settlement,” or
17 “Agreement”). Capitalized terms shall have the definitions set forth in the Settlement Agreement.

18 3. The Settlement appears to be fair, adequate and reasonable to the Class. The
19 Settlement falls within the range of reasonableness and appears to be presumptively valid, subject
20 only to any objections that may be raised at the final approval hearing and final approval by this
21 Court.

22 4. Plaintiff Monique C. Seliz Garcia (“Plaintiff”) is conditionally approved as the Class
23 Representative for the Class.

24 5. The proposed Class Representative Service Payment of \$10,000 to Plaintiff for her
25 service as Class Representatives is conditionally approved.

26 6. Moon Law Group, PC is conditionally approved as Class Counsel for the Class.

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1 7. The proposed payment of Class Counsel Fees Payment in an amount not to exceed
2 \$48,333.33 and Class Counsel Litigation Expenses Payment for actual litigation costs to Class
3 Counsel in the amount not to exceed \$18,000 are conditionally approved.

4 8. A Final Approval hearing on the question of whether the Settlement Agreement, the
5 Class Counsel Fees Payment, Class Counsel Litigation Expenses Payment, and the Class
6 Representative Service Payment should be finally approved as fair, reasonable and adequate as to
7 all Class Members who do not submit a valid and timely request to exclude themselves from the
8 class action Settlement (“Participating Class Members”) is scheduled on the date and time set forth
9 in Paragraph 15 below.

10 9. The Court confirms ILYM Group, Inc. (“ILYM”) as the Administrator.

11 10. The proposed payment of Administration Expenses Payment, not to exceed
12 \$6,250.00, to ILYM for its services is conditionally approved.

13 11. The Court approves, as to form and content, the Notice of Class Action Settlement
14 and Hearing Date for Final Court Approval (“Class Notice”) as attached as **Exhibit A** to the
15 Settlement Agreement. The Court also approves the procedure for Class Members to participate in,
16 to opt out of, and to object to the Settlement as set forth in the Class Notice.

17 12. The Court directs the mailing of the Class Notice via first-class regular U.S. Mail to
18 Class Members in accordance with the implementation schedule set forth in paragraph 15 below.
19 The Court finds the dates selected for the mailing and distribution of the Class Notice, as set forth
20 in the Implementation Schedule, meet the requirements of due process and provide the best notice
21 practicable under the circumstances and shall constitute due and sufficient notice to all persons
22 entitled thereto.

23 13. To facilitate administration of the Settlement Agreement pending final approval, the
24 Court hereby enjoins Plaintiff and all Participating Class Members from filing or prosecuting any
25 claims, suits or administrative proceedings (including, but not limited to, filing claims with the
26 Division of Labor Standards Enforcement of the California Department of Industrial Relations)
27 released by the Settlement Agreement (i.e., the Released Class Claims) unless and until such
28 Participating Class Members have filed valid requests for exclusion with the Administrator and the

time for filing valid requests for exclusion with the Administrator has not elapsed.

14. The Court orders the following **Implementation Schedule** for further proceedings:

a.	Deadline for Defendant to submit Class Data to Administrator	Within fifteen (15) calendar days after entry of the Preliminary Approval Order
b.	Deadline for Administrator to mail the Class Notice to Class Members	Within fourteen (14) calendar days after Defendant's deadline to provide the Class Data to the Administrator
c.	Deadline for Class Members to request for exclusion from Settlement or postmark objections to Settlement to the Administrator	Sixty (60) calendar days after initial mailing of the Class Notice (plus an additional 14 days for re-mailed notices)
e.	Deadline for Class Counsel to file Motion for Final Approval of Settlement	Sixteen (16) Court days before Final Approval Hearing in conformity with Code of Civil Procedure § 1005
f.	Deadline for Class Counsel to file Motion for Class Counsel Fees Payment, Class Counsel Litigation Expenses Payment, and Class Representative Service Payment	Sixteen (16) Court days before Final Approval Hearing in conformity with Code of Civil Procedure § 1005
g.	Final Approval Hearing and Final Approval	<u> T 2:00 P.M. </u> , 2025 at <u>11:00</u> a.m./ p.m. in Department 17

IT IS SO ORDERED.

Dated: 01/22/2025



By: Laura A. Seigle

HONORABLE LAURA A. SEIGLE
JUDGE OF THE SUPERIOR COURT
Laura A. Seigle / Judge