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10 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
11 **COUNTY OF SAN BERNARDINO**

12 ALEJANDRO SALGADO, individually, and
13 on behalf of other members of the general
public similarly situated, and as an aggrieved
14 employee and Private Attorney General.

15 Plaintiff.

16 vs.

17 LIFETIME SOLUTIONS, INC., a California
corporation; and DOES 1 through 100,
18 inclusive.

19 Defendants.

Case No.: CIVSB2117457
(Related to Case No.: CIVSB2117454)

*Assigned for All Purposes to the Hon. Jessica
Morgan, Dept. S26*

**~~PROPOSED~~ ORDER GRANTING
MOTION FOR PRELIMINARY APPROVAL
OF CLASS ACTION AND PAGA
SETTLEMENT**

Hearing Date: September 4, 2024
Hearing Time: 8:30 a.m.
Department: S26

Complaint Filed: June 17, 2021
Trial Date: Not Set

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28 **~~PROPOSED~~ ORDER GRANTING MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION AND
PAGA SETTLEMENT**

FILED
SUPERIOR COURT
COUNTY OF SAN BERNARDINO
SAN BERNARDINO DISTRICT

SEP 04 2024

By  Deputy

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[PROPOSED] ORDER

The Motion of Plaintiff ALFJANDRO SALGADO ("Plaintiff") for Preliminary Approval of Class Action and PAGA Settlement ("Motion") came regularly for hearing before this Court on September 4, 2024. The Court, having considered the proposed Joint Stipulation of Class Action and PAGA Settlement ("Settlement Agreement" or "Settlement"), attached as **Exhibit I** to the Declaration of Heather Davis filed concurrently with the Motion; having considered Plaintiff's Motion for Preliminary Approval of Class Action and PAGA Settlement, the memorandum of points and authorities in support thereof, and supporting declaration filed therewith; and good cause appearing, **HEREBY ORDERS THE FOLLOWING:**

1. The Court GRANTS preliminary approval of the class action settlement as set forth in the Settlement Agreement and finds its terms to be within the range of reasonableness of a settlement that ultimately could be granted approval by the Court at a Final Fairness hearing. All terms used herein shall have the same meaning as defined in the Settlement Agreement. For purposes of the Settlement only, the Court finds that the proposed Class is ascertainable and that there is a sufficiently well-defined community of interest among the members of the Class in questions of law and fact. Therefore, for settlement purposes only, the Court grants conditional certification of the following settlement Class:

All current and former hourly-paid, non-exempt employees of Lifetime Solutions, Inc., who were employed by Lifetime Solutions, Inc., in the State of California from June 17, 2017, through January 29, 2024.

2. For purposes of the Settlement only, the Court designates Plaintiff Alejandro Salgado as Class Representative, and designates Heather Davis and Amir Nayebdadash of Protection Law Group, LLP, and Lawyers *for* Justice, PC, as Class Counsel.

3. The Court designates H.Y.M. Inc. as the third-party Settlement Administrator.

4. The Parties are ordered to implement the settlement according to the terms of the Settlement Agreement.

5. The Court approves, as to form and content, the proposed Notice of Class Action Settlement ("Notice") attached as **Exhibit A** to the Settlement Agreement.

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

9 7. The Court further approves the procedures for Class Members to opt-out of or
10 object to the Settlement, as set forth in the Class Notice and the Settlement Agreement. The
11 procedures and requirements for filing objections in connection with the final fairness hearing are
12 intended to ensure the efficient administration of justice and the orderly presentation of any Class
13 Member's objection to the Settlement, in accordance with the due process rights of all Class
14 Members.

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

17 9. The Notice shall provide 60 calendar days' notice for Class Members to submit
18 disputes, opt-out of, or object to the Settlement.

19 10. The hearing on Plaintiff's Motion for Final Approval of Settlement on the question
20 of whether the Settlement should be finally approved as fair, reasonable, and adequate is
21 scheduled in Department S-26 of this Court, located at 247 West Third Street, San Bernardino,
22 California 92415-0210, on 1/8/2025 at 8:30 am / p.m.

23 11. At the Final Fairness hearing, the Court will consider: (a) whether the Settlement
24 should be approved as fair, reasonable, and adequate for the Class; (b) whether a judgment
25 granting final approval of the Settlement should be entered; and (c) whether Plaintiff's application
26 for enhancement payments, settlement administration costs, and Class Counsel's attorneys' fees
27 and costs, should be granted.

1 12. Counsel for the parties shall file memoranda, declarations, or other statements and
2 materials in support of their request for final approval of Plaintiff's application for enhancement
3 payments, settlement administration costs, Class Counsel's attorneys' fees and costs, prior to the
4 hearing on Plaintiff's Motion for Final Approval of Settlement according to the time limits set by
5 the Code of Civil Procedure and the California Rules of Court.

6 13. An implementation schedule is below:

Event	Date
Defendant to provide class contact and tax rate information to the Settlement Administrator no later than:	September 24, 2024 [14 business days following preliminary approval]
Settlement Administrator to mail the Notice to the Class no later than:	October 1, 2024 [7 calendar days following provision of contact information]
Deadline for Class Members to submit disputes, request exclusion from, or object to the Settlement:	November 2, 2024 [60 calendar days after mailing of the Notice of Settlement]
Deadline for Plaintiff to file Motion for Final Approval of Class Action Settlement:	
Hearing on Motion for Final Approval of Settlement:	

20 14. Pending the Final Fairness hearing, all proceedings in this Action, other than
21 proceedings necessary to carry out or enforce the terms and conditions of the Settlement and this
22 Order, are stayed. To facilitate administration of the Settlement pending final approval, the Court
23 hereby enjoins Plaintiff and all members of the Class from filing or prosecuting any claims, or
24 suits regarding claims released by the Settlement, unless and until such Class Members have filed
25 valid Requests for Exclusion with the Settlement Administrator.

26 15. Counsel for the Parties are hereby authorized to utilize all reasonable procedures
27 in connection with the administration of the Settlement which are not materially inconsistent with

1 either this Order or the terms of the Settlement.

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3 **IT IS SO ORDERED.**

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5 DATED:

9/4/2025

By:

C. Towns
Hon. Jessica Morgan Christian Towns
JUDGE OF THE SUPERIOR COURT