		FILED
1	Alexei Kuchinsky (State Bar No. 279405)	SUPERIOR COURT OF CALIFORNIA COUNTY OF ORANGE
2	Kuchinsky Law Office, P.C. 220 Montgomery Street, Suite 2100	
3	San Francisco, CA 94104 AUG 1 5 2025	
4	Tel.: (628) 200-0902 Fax.: (628) 200-0907	DAVID H. YAMASAKI, Clerk of the Court
5	Email: ak@kuchinskylawoffice.com	BY:DEPUTY
6	Attorney for Plaintiff Timothy John Ngo, individually and on behalf of all other similarly situated and	
7	aggrieved employees	
8		
9	SUPERIOR COURT OF CALIFORNIA	
10	COUNTY OF ORANGE	
11	·	
12	TIMOTHY JOHN NGO, individually, on behalf of all other similarly situated employees,	CASE NO.: 30-2023-01326461-cu-oe-cxc
13	and as a representative of the California Labor	Assigned for all Purposes to:
	Workforce Development Agency,	Hon. William D. Claster (Dept. CX101)
14	Plaintiff,	[PROPOSED] ORDER GRANTING FINAL
15	vs.	APPROVAL OF CLASS ACTION SETTLEMENT AND ENTRY OF
16		JUDGMENT
17	TRIPLE T GOLDEN CORP.; TRIPLE T SILVER CORP.; TRIPLE T PLATINUM,	
18	CORP.; QUAN HOANG TRAN; CHI MANH	Date Action Filed: May 17, 2023
19	TRAN; AND TIMMY TANG; AND DOES 1- 25	Date Set for Trial: None
20		
21	Defendants.	
22	This matter came before the Court on Plaintiff's unopposed Motion for Final Approval of	
23	Class and PAGA Settlement and Awards of Attorneys' Fees, Costs, Class Representative	
24	Incentive Payment, and Settlement Administration Costs ("Motion for Final Approval"). The	
25	Court, having reviewed the Motion, the Amended Class and PAGA Settlement Agreement	
26	("Settlement Agreement"), the supporting declarations, the record in this matter, and having	
27	previously granted preliminary approval on March 12, 2025, hereby enters the following Order	
28	and Judgment:	

## RECITALS

- A. On March 12, 2025, the Court granted preliminary approval of the proposed class action settlement.
  - B. The Settlement provides for the conditional certification of a Settlement Class defined as:

All persons employed as hourly, non-exempt employees by Defendants Triple T Golden Corp., Triple T Platinum Corp., and Triple T Silver Corp. in California from May 17, 2019, through September 17, 2024.

- C. The Court-approved Notice of Settlement was distributed to all 160 identified Class Members by the Settlement Administrator, ILYM Group, Inc., in accordance with the Court's Preliminary Approval Order.
- D. No Class Member submitted an objection to the Settlement and only one Class Member, Chau Pham, requested to be excluded.
- E. The terms used in this Order and Judgment shall have the same meanings as those set forth in the Settlement Agreement, which is incorporated herein by reference.

## **FINDINGS**

- 1. **Jurisdiction**: The Court has jurisdiction over the subject matter of the Action, the Plaintiff, the Defendants, and all Class Members and Aggrieved Employees.
- 2. Class Certification: The requirements for class certification under California Code of Civil Procedure § 382 have been satisfied. The Settlement Class is certified for settlement purposes only.
- 3. **Notice**: The Court finds that the Class Notice was disseminated in accordance with the Court's orders and meets the requirements of due process. The best practicable notice was provided under the circumstances.
- 4. **Fairness**: The Court finds the Gross Settlement Amount of \$231,449.23 to be fair, adequate, and reasonable in light of the strengths and risks of the case and the Settlement was the product of arm's-length negotiations by experienced counsel.
- 5. No Objections and Minimal Opt-Outs: The Court finds that the absence of objections or submitted disputes, coupled with only one opt-out (i.e. Chau Pham) among 160 Class Members, strongly supports the conclusion that the Settlement is fair, reasonable, and adequate.

ORDER

Based on the above findings, IT IS HEREBY ORDERED:

- 6. **Final Approval**: The Court GRANTS final approval of the Settlement in accordance with the terms set forth in the Settlement Agreement.
- 7. **Releases.** The court approves the Class and PAGA Releases contained in the Settlement Agreement. Accordingly, all Class Members, except Chau Pham, who requested to be excluded, are bound by this Order and Judgment and the Settlement Agreement and are barred from pursuing, or seeking to reopen, any claim subject to or covered by the Class Release. All Aggrieved Employees are bound by this Order and Judgment and the Settlement Agreement and are barred from pursuing, or seeking to reopen, any claim subject to or covered by the PAGA Release.
- 8. Attorneys' Fees and Costs: The Court awards Class Counsel attorneys' fees in the amount of \$69,435 and litigation costs in the amount of \$12,704. These amounts are reasonable in light of the time and labor required.
- 9. Class Representative Incentive Award: The Court approves an incentive payment of \$5,000 to Plaintiff Timothy John Ngo for his services to the Class.
- 10. Settlement Administration Costs: The Court approves payment of \$8,550 to ILYM Group, Inc. for settlement administration services.
- 11. **PAGA Civil Penalties**: The Court approves the allocation of \$16,000 for PAGA penalties, with \$12,000 (75%) payable to the Labor and Workforce Development Agency and \$4,000 (25%) to be distributed to Aggrieved Employees on a pro rata basis according to pay periods worked during the PAGA period.
- 12. **Distribution**: The Settlement Administrator shall issue settlement payments to Participating Class Members and Aggrieved Employees pursuant to the terms of the Settlement Agreement. Any checks not negotiated within 180 days shall be voided and the remaining funds shall be transmitted to the California State Controller's Office, Unclaimed Property Division, pursuant to California law.
- 13. **Posting Requirement**: The Settlement Administrator shall post a copy of this Order and Judgment on the settlement website for a period of not less than 180 days from the date of posting.
  - 14. Final Accounting: Pursuant to CCP § 384(b), Plaintiff shall submit to the Court a final

report on or before January 31, 2026, setting forth the actual amounts paid to Participating Class Members and Aggrieved Employees and other amounts disbursed pursuant to the Settlement. Upon receiving the report, the Court will determine whether further reports and/or a hearing will be necessary.

- 15. **Dismissal.** Pursuant to the Settlement Agreement, individual defendants Quan Hoang Tran, Chi Manh Tran, and Timmy Tang are hereby dismissed with prejudice. No judgment shall be entered against them.
- 16. **Continuing Jurisdiction**: The Court retains jurisdiction over the parties and the case to enforce, administer, and interpret the Settlement and this Order and Judgment pursuant to California Rule of Court 3.769(h) and California Code of Civil Procedure § 664.6. Notwithstanding this dismissal of the individual defendants Quan Hoang Tran, Chi Manh Tran, and Timmy Tang, in the event the Settlement Amount is not funded in full, nothing in this Order or the Settlement Agreement shall preclude Plaintiff from seeking to enforce judgment against the Individual Defendants under California Code of Civil Procedure section 664.6, over which the Court shall likewise retain jurisdiction.

## IT IS SO ORDERED.

## **JUDGMENT**

NOW THEREFORE, JUDGMENT IS HEREBY ENTERED in accordance with the terms of the Settlement Agreement and this Order against Defendants Triple T Golden Corp. Triple T Silver Corp. and Triple T Platinum, Corp. This document constitutes a final judgment resolving all claims alleged in the operative complaint.

IT IS SO ORDERED AND ADJUDGED.

Dated: 8-15-25

The Honorable William D. Claster Judge of the Superior Court County of Orange, State of California