

ATTORNEY OR PARTY WITHOUT ATTORNEY: STATE BAR NO.: 305641 NAME: Ben Travis FIRM NAME: Ben Travis Law, APC STREET ADDRESS: 12481 High Bluff Drive, Suite 300 CITY: San Diego STATE: CA ZIP CODE: 92130 TELEPHONE NO.: (619) 353-7966 FAX NO.: E-MAIL ADDRESS: ben@bentravislaw.com ATTORNEY FOR (name): Plaintiff David Shilian	<p style="text-align: center;"><i>FOR COURT USE ONLY</i></p> <p style="text-align: center;">FILED Superior Court of California County of Los Angeles 03/09/2026 David W. Slayton, Executive Officer / Clerk of Court By: <u> T. Lewis </u> Deputy</p>
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: 312 North Spring Street MAILING ADDRESS: CITY AND ZIP CODE: Los Angeles, 90012 BRANCH NAME: Spring Street Courthouse	
PLAINTIFF/PETITIONER: DAVID SHILIAN DEFENDANT/RESPONDENT: STANLEY A. SIROTT TRUST et al. OTHER:	CASE NUMBER: 23STCV16871 JUDICIAL OFFICER: Honorable David S. Cunningham III
PROPOSED ORDER (COVER SHEET)	DEPT: 11

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.


1. Name of the party submitting the proposed order:
Plaintiff David Shilian

2. Title of the proposed order:
ORDER GRANTING MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION AND PAGA SETTLEMENT

3. The proceeding to which the proposed order relates is:
 - a. Description of proceeding: Motion for Preliminary Approval of Class Action and PAGA Settlement
 - b. Date and time: February 19, 2026 at 9:30 AM
 - c. Place: 312 North Spring Street
Los Angeles, CA 90012
Department 11

4. The proposed order was served on the other parties in the case.

Ben Travis _____
 (TYPE OR PRINT NAME)



 (SIGNATURE OF PARTY OR ATTORNEY)

Electronically Received 02/26/2026 04:28 PM

CASE NAME: SHILIAN V. STANLEY A. SIROTT TRUST et al.	CASE NUMBER: 23STCV16871
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**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*):
12481 High Bluff Drive, Suite 300, San Diego, CA 92130

b. My electronic service address is (*specify*): ben@bentravislaw.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.*):
Jerry Mooney, Counsel for Defendants

b. To (*electronic service address of person served*): JerryM@MooneyLaw.com

c. On (*date*): February 26, 2026


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: February 26, 2026

Ben Travis

(TYPE OR PRINT NAME OF DECLARANT)



(SIGNATURE OF DECLARANT)

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

DAVID SHILIAN, an individual, on behalf
of himself and all other similarly situated
employees,

Plaintiff,

vs.

STANLEY A. SIROTT TRUST; STANLEY
SIROTT, an individual and as trustee of the
STANLEY A SIROTT TRUST;
ADRIENNE SIROTT, an individual and as
trustee of the STANLEY A SIROTT
TRUST; GARY FIELDS, an individual; and
DOES 1 through 25, Inclusive,

Defendants.

Case No. 23STCV16871

Assigned to the Hon. David S. Cunningham III

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

Date: February 19, 2026
Time: 9:30 AM
Place: Department 11

Complaint Filed: July 19, 2023
Trial Date: None Set

1 **ORDER**

2 On February 19, 2026, this Court conducted a hearing on Plaintiff’s Motion for
3 Preliminary Approval of Class Action and PAGA Settlement (the “Motion”). Having considered
4 the Motion and the points and authorities and declarations submitted in support of the Motion,
5 including the Class Action and PAGA Settlement Agreement (“Settlement Agreement” or
6 “Settlement”), and **GOOD CAUSE** appearing, **IT IS HEREBY ORDERED** that the Motion is
7 **GRANTED**, subject to the following findings and orders:

8 1. This Order incorporates by reference the Settlement Agreement, and unless
9 indicated otherwise, all capitalized terms used herein will have the same meaning as set forth in
10 the Settlement Agreement.

11 2. The Court conditionally finds, for the purposes of approving this settlement only,
12 the proposed Class meets the requirements for certification under § 382 of the California Code
13 of Civil Procedure: (a) the proposed Class is ascertainable and so numerous that joinder of all
14 members of the Class is impracticable; (b) there are questions of law or fact common to the
15 proposed Class, and a well-defined community of interest among members of the proposed
16 Class with respect to the subject matter of the class action; (c) the claims of the Class
17 Representative is typical of the claims of the members of the proposed Class; (d) the Class
18 Representative does and fairly and adequately will continue to protect the interests of the Class;
19 (e) a class action is superior to other available methods for an efficient adjudication of this
20 controversy in the context of settlement; and (f) counsel of record for the Plaintiff are qualified
21 to serve as Class Counsel for the Class.

22 3. The Class shall be conditionally certified for settlement purposes only and shall
23 consist of all persons currently or formerly employed by Defendant as non-exempt employees
24 who were required to live at one or more of Defendant’s properties to do management,
25 maintenance, and/or customer service work in California at any time during the period from July
26 19, 2019, through December 31, 2024.

27 4. The Court further finds, on a preliminary basis: (a) the non-reversionary Gross
28 Settlement Amount is fair and reasonable to the Class when balanced against the probable

1 outcome of further litigation relating to class certification, liability and damages issues, and
2 potential appeals; (b) significant investigation, research, and informal discovery, have been
3 conducted such that counsel for the Parties are able to reasonably evaluate their respective
4 positions; (c) settlement at this time will avoid substantial costs, delay and risks presented by
5 further prosecution of the litigation; and (d) the proposed Settlement was reached through
6 intensive, serious, and non-collusive negotiations facilitated by an experienced mediator.

7 5. The Court preliminarily approves the Settlement Agreement, including all the
8 terms and conditions set forth therein and the Gross Settlement Amount and allocation of
9 payments.

10 6. The Court preliminarily finds that a Service Award of \$10,000 for Plaintiff is fair
11 and reasonable in light of his contributions to the litigation and settlement of this Action.

12 7. The Court further finds that the proposed Class Notice fairly and adequately
13 advises Class Members of (a) the pendency of the Settlement; (b) conditional Class certification
14 for settlement purposes only; (c) preliminary Court approval of the proposed Settlement; (d) the
15 date, time and place of the Final Approval Hearing; (e) the terms of the proposed Settlement and
16 the benefits available to Class Members under the Settlement; (f) their right to receive a
17 proportionate share of the Net Settlement Amount without the need to return a claim form; (g)
18 their right to request exclusion, and the procedures and deadline for doing so; (h) their right to
19 object to the Settlement, and the procedure and deadline for doing so; and (i) their right to
20 appear at the Final Approval Hearing.

21 8. The Court further finds that the proposed Class Notice provides the best
22 practicable notice to the Class and clearly comports with all constitutional requirements,
23 including those of due process.

24 9. The Court further finds that mailing of the Class Notice to the last known address
25 of all Class Members with measures taken for verification of an address and skip tracing of bad
26 addresses, as specifically described within the Settlement, constitutes an effective method of
27 notifying Class Members of their rights with respect to the class action and the Settlement.

28 10. Accordingly, for good cause, the Court approves the Class Notice for distribution

1 to the Class pursuant to the notice procedures set forth in full in the Settlement.

2 11. It is further **ORDERED** that:

- 3 a. ILYM Group, Inc. is appointed as the Administrator of the Settlement, as more
4 specifically set forth in the Settlement;
- 5 b. Ben Travis of Ben Travis Law, APC and Justin Hewgill of Employee Justice
6 Legal Group, PC are appointed as Class Counsel;
- 7 c. Plaintiff David Shilian is appointed as Class Representative;
- 8 d. Not later than fifteen (15) business days after the date the Court grants
9 preliminary approval of the Settlement, Defendant shall provide the Class Data
10 to the Administrator;
- 11 e. Within fourteen (14) calendar days after its receipt of the Class Data, the
12 Administrator shall mail the Class Notice, to each member of the Class by first
13 class, regular U.S. mail, using the most current mailing address information
14 available, with measures taken for updating an address as provided by the terms
15 of the Settlement.
- 16 f. On or before sixty (60) calendar days from the date the Administrator mails the
17 Class Notice to Class Members (the “Response Deadline”), Class Members who
18 wish to exclude themselves from the Class must submit a written Request for
19 Exclusion. Class Members who fail to submit a valid and timely written Request
20 for Exclusion on or before the Response Deadline shall be bound by all terms of
21 the Settlement and any final judgment entered in this Action if the Settlement is
22 approved by the Court.
- 23 g. Any Class Member who desires to object must send a written Objection to the
24 Administrator by the Response Deadline or appear at the Final Approval Hearing
25 to explain their objection(s). A written Objection must (1) state the full name of
26 the Class Member; (2) be signed by the Class Member; (3) state the grounds for
27 the objection; and (4) be faxed, emailed or postmarked by the Response Deadline.
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1 h. On or before the Response Deadline, Class Members who wish to challenge the
2 Pay Periods or PAGA Pay Periods upon which their Individual Class Payment or
3 Individual PAGA Payment will be calculated, must sign and send a letter the
4 Administrator via mail, email or fax describing why he or she believes the
5 information is incorrect, along with any supporting information and/or
6 documentation as described in the Class Notice.

7 12. **IT IS FURTHER ORDERED** that if for any reason the Court does not execute
8 and file an Order Granting Final Approval of Class Action Settlement, or if the Effective Date,
9 as defined in the Settlement, does not occur for any reason whatsoever, the proposed Settlement
10 that is the subject of this Order, and all evidence and proceedings had in connection therewith,
11 shall be restored without prejudice to the status quo ante, as more specifically set forth in the
12 Settlement.

13 13. The Court reserves the right to continue the Final Approval Hearing without
14 further notice to the Class. However, if written objections are submitted, Class Counsel is
15 ordered to serve notice on any such objecting Class Member of the new date and time of the
16 Final Approval Hearing.

17 14. **IT IS FURTHER ORDERED** that the Final Approval Hearing shall be held
18 before the undersigned at 10:00 AM on September 15, 2026, in Department 11 of the Superior
19 Court of California, County of Los Angeles located at 312 North Spring Street, Los Angeles,
20 California 90012. At the Final Approval Hearing, the Court will consider the fairness, adequacy,
21 and reasonableness of the proposed Settlement preliminarily approved in this Order, and to
22 consider the application for Class Representative Service Payment to the Class Representative,
23 Administration Expenses Payment to the third-party Administrator, and Class Counsel's
24 attorneys' fees and litigation expenses incurred.

25 **IT IS SO ORDERED.**

26 Dated: 03/09/2026



27 _____
28 Hon. David S. Cunningham III
Los Angeles County Superior Court Judge