

FILED

MAY 28 2024

CLERK OF THE SUPERIOR COURT
BY: K. MIRANDA, DEPUTY CLERK

DOUGLAS HAN (SBN 232858)
SHUNT TATA VOS-GHARAJEH (SBN 272164)
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Attorneys for Plaintiff

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SHASTA**

TAMMY REACH, individually, and on behalf
of other members of the general public similarly
situated;

Plaintiff,

v.

LJ'S CLEANING SOLUTIONS CA, LLC, a
California limited liability company; and DOES
1 through 100, inclusive;

Defendants.

Case No.: 23CV-0201731

Assigned for All Purposes to:
Honorable Benjamin L. Hanna
Department 63

CLASS ACTION

~~But~~
**[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: May 28, 2024
Hearing Time: 8:30 a.m.
Hearing Place: Department 63

Complaint Filed: March 10, 2023
Trial Date: None Set

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CLERK OF THE SHASTA COUNTY
SUPERIOR COURT-CIVIL DIVISION

~~But~~
[PROPOSED] ORDER GRANTING MOTION FOR PRELIMINARY APPROVAL

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

2 The Motion for Preliminary Approval of Class Action Settlement came before this Court,
3 the Honorable Tamara L. Wood presiding, on April 1, 2024 at 8:30 a.m. The Court, having
4 considered the papers submitted in support of the Motion, **ORDERS THE FOLLOWING:**

5 1. The following Class is conditionally certified for purposes of settlement only all
6 current and former hourly, non-exempt employees of Defendant LJ's Cleaning Solutions CA, LLC
7 ("Defendant") in California at any time during the period from March 10, 2019, through March 24,
8 2024 or the date of preliminary approval, whichever date is earlier ("Class," "Class Members," and
9 Class Period").

10 2. The Court grants preliminary approval of the settlement based upon the terms set
11 forth in the Class Action Settlement Agreement ("Settlement Agreement," "Settlement," or
12 "Agreement"). Attached hereto as **Exhibit 1** is a true and correct copy of the Agreement.
13 Capitalized terms shall have the definitions set forth in the Agreement.

14 3. The settlement embodied in the Settlement Agreement appears to be fair, adequate,
15 and reasonable to the Class. The Settlement Agreement falls within the range of reasonableness and
16 appears to be presumptively valid, subject only to any objections that may be raised at the Final
17 Approval Hearing.

18 4. Plaintiff Tammy Reach ("Plaintiff") is conditionally approved to serve as the class
19 representative.

20 5. Douglas Han, Shunt Tatavos-Gharajeh, and Lizette Rodriguez of Justice Law
21 Corporation are conditionally approved as Class Counsel for the Class.

22 6. The Court confirms ILYM Group, Inc. as the Administrator.

23 7. The proposed Gross Settlement Amount of \$115,000 is conditionally approved.

24 8. The proposed payment of the Class Counsel Fees Payment to Class Counsel not to
25 exceed \$40,250 (35% of the Gross Settlement Amount) and Class Counsel Litigation Expenses
26 Payment to Class Counsel for actual litigation costs incurred not to exceed \$20,000 are
27 conditionally approved.

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1 9. The proposed Class Representative Service Payment not to exceed \$5,000 to
2 Plaintiff for his services as the class representative is conditionally approved.

3 10. The proposed payment of the Administration Expenses Payment not to exceed
4 \$15,000 to the Administrator for its services is conditionally approved.

5 11. A Final Approval Hearing on the question of whether the Settlement Agreement,
6 Class Counsel Fees Payment, Class Counsel Litigation Expenses Payment, and Class
7 Representative Service Payment should be finally approved as fair, reasonable, and adequate as to
8 all Class Members who do not submit valid and timely Requests for Exclusion from the Settlement
9 is scheduled on the date and time set forth below.

10 12. The Court approves, as to form and content, the Court Approved Notice of Class
11 Action Settlement and Hearing Date for Final Court Approval ("Class Notice"), as attached as
12 Exhibit A to the Agreement. The Court also approves the procedure for the Class Members to
13 participate in, to opt out of, and to object to the Settlement as set forth in the Class Notice.

14 13. The Court directs the mailing of the Class Notice to all identified Class Members
15 via first-class United States Postal Service mail in accordance with the implementation schedule set
16 forth below. The Court finds the dates selected for the mailing and distribution of the Class Notice
17 meet the requirements of due process, provide the best notice practicable under the circumstances,
18 and shall constitute due and sufficient notice to all persons entitled.

19 14. To facilitate administration of the Settlement pending final approval, the Court
20 hereby enjoins Plaintiff and all Class Members from filing or prosecuting any claims, suits, or
21 administrative proceedings (including, but not limited to, filing claims with the Division of Labor
22 Standards Enforcement of the California Department of Industrial Relations) based on claims
23 released by the Settlement unless and until such Class Members have filed valid requests for
24 exclusion with the Administrator and the time for filing valid requests for exclusion with the
25 Administrator has not elapsed.

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15. The Court orders the following implementation schedule for further proceedings:

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| a. | Deadline for Defendant to submit Class Data to Administrator | No later than twenty-one (21) calendar days after the Court grants Preliminary Approval of the Settlement |
| b. | Deadline for Administrator to mail the Class Notice to the Class Members | No later than fourteen (14) calendar days after receiving the Class Data |
| c. | Deadline for the Class Members to postmark requests for exclusion, written objections, and written disputes to the Administrator | Within forty five (45) <u>sixty (60)</u> calendar days from the initial mailing of the Class Notice |
| d. | Deadline for the Class Members to postmark requests for exclusion, written objections, and written disputes to the Administrator if the Class Notice was remailed | Within an additional fourteen (14) calendar days beyond the Response Deadline |
| e. | Deadline for Class Counsel to file Motion for Final Approval of Settlement, Class Counsel Fees Payment, Class Counsel Litigation Expenses Payment, and Class Representative Service Payment | Within sixteen (16) court days before Final Approval Hearing in conformity with Code of Civil Procedure section 1005 |
| f. | Final Approval Hearing | <u>10/28/24</u> at <u>8:30</u> <u>a.m.</u> /p.m. in Department <u>863</u> |

Dated: 5/28/24

IT IS SO ORDERED.

By: Benjamin L. Hanna

Honorable Benjamin L. Hanna
Judge of the Superior Court