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FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN BERNARDINO
SAN BERNARDINO DISTRICT

MAR 04 2024

BY 
JESSICA MORALES, DEPUTY

Attorneys for Plaintiffs Joseph Kelly and Gilbert Romero

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF SAN BERNARDINO

JOSEPH KELLY, individually, and on behalf of
other members of the general public similarly
situated,

Plaintiff,

vs.

ARIZONA PIPELINE COMPANY, an Arizona
corporation; and DOES 1 through 10, inclusive,

Defendants.

Case No. CIVDS1812287

Assigned to the Hon. Jessica Morgan

**[PROPOSED] ORDER AND JUDGMENT
GRANTING MOTION FOR FINAL
APPROVAL OF CLASS ACTION AND
PAGA SETTLEMENT AND MOTION FOR
ATTORNEYS' FEES, COSTS AND
EXPENSES, AND CLASS
REPRESENTATIVE ENHANCEMENT
PAYMENTS**

Date: March 4, 2024
Time: 8:30 a.m.
Place: Department S26

Complaint Filed: May 21, 2018
Trial Date: None Set

1 This matter came before the Court for a hearing on the Motion for Final Approval of the Class
2 Action and PAGA Settlement and Motion for Attorneys' Fees, Costs and Expenses, and Class
3 Representative Enhancement Payments (collectively, the "Motions"). Due and adequate notice having
4 been given to Class Members as required by the Court's Preliminary Approval Order, and the Court
5 having reviewed the Motions, and determining that the settlement is fair, adequate and reasonable, and
6 otherwise being fully informed and **GOOD CAUSE** appearing therefore, it is hereby **ORDERED AS**
7 **FOLLOWS:**

8 1. For the reasons set forth in the Preliminary Approval Order, which are adopted and
9 incorporated herein by reference, this Court finds that the requirements of California Code of Civil
10 Procedure section 382 and rule 3.769 of the California Rules of Court have been satisfied.

11 2. This Order hereby adopts and incorporates by reference the terms and conditions of the
12 Joint Stipulation of Class Action and PAGA Settlement and Release ("Settlement Agreement" or
13 "Settlement"), together with the definitions and terms used and contained therein.

14 3. The Court finds that it has jurisdiction over the subject matter of the action and over all
15 parties to the action, including all members of the Settlement Class.

16 4. The Class Notice fully and accurately informed Class Members of all material elements
17 of the proposed settlement and of their opportunity to opt out or object; was the best notice practicable
18 under the circumstances; was valid, due, and sufficient notice to all Class Members; and complied fully
19 with the laws of the State of California and due process. The Class Notice fairly and adequately
20 described the settlement and provided Class Members with adequate instructions and a variety of means
21 to obtain additional information.

22 5. Class Members were given a full opportunity to participate in the Final Approval
23 hearing, and all Class Members and other persons wishing to be heard have been heard. Accordingly, the
24 Court determines that all Class Members who did not timely and properly opt out of the settlement are
25 bound by this Order.

26 6. The Court has considered all relevant factors for determining the fairness of the
27 settlement and has concluded that all such factors weigh in favor of granting final approval. In particular,
28 the Court finds that the settlement was reached following meaningful discovery and investigation

