

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

Civil Division

Central District, Spring Street Courthouse, Department 9

21STCV03308

**DANNY CARMONA vs CERTIFIED ALLOY PRODUCTS,
INC., et al.**

February 1, 2024

10:00 AM

Judge: Honorable Yvette M. Palazuelos
Judicial Assistant: R. Arraiga
Courtroom Assistant: A. Soni

CSR: None
ERM: None
Deputy Sheriff: None

APPEARANCES:

For Plaintiff(s): No Appearances

For Defendant(s): No Appearances

NATURE OF PROCEEDINGS: Hearing on Motion for Final Approval of Settlement; Notice of Entry of Judgment;

The matter is NOT called for hearing.

The Court's tentative rulings/orders and tentative judgment were issued and served on the parties via Case Anywhere on 01/31/2024.

The parties submitted to the Court's tentative rulings/orders and tentative judgment via the Case Anywhere message board on 01/31/2024.

The Court has received and reviewed the Declaration Of Antonia Mckee In Support Of Plaintiff's Motion For Final Approval Of Class Action Settlement filed by Plaintiff on 01/31/2024.

The Court modifies the tentative rulings/orders and tentative judgment accordingly as a Declaration was filed stating the name of the one opt out from the class settlement agreement.

No Objectors appear this date in court.

The Court now adopts its modified tentative RULINGS/ORDERS RE: MOTION FOR FINAL APPROVAL OF CLASS ACTION SETTLEMENT as the final order of the court. Said ruling is signed and filed this date and is incorporated into the case file.

Judgment in the above-entitled matter is signed, filed, and entered this date.

The Court's ruling is as follows:

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The Plaintiff's Notice And Motion For Final Approval Of Class Action And Paga Settlement And Motion For Award Of Attorneys' Fees And Costs; Memorandum Of Points And Authorities filed by Danny Carmona on 01/09/2024 is Granted.

The Parties' Motion for Final Approval of Class Action Settlement is **GRANTED** as the settlement is fair, adequate, and reasonable.

The essential terms are:

A. The Gross Settlement Amount ("GSA") is \$1,000,000.

B. The Net Settlement Amount is the GSA minus the following:

\$333,333 (1/3) for attorney fees to Class Counsel, Lavi & Ebrahimian, LLP and the Law Offices of Sahag Majarian II, (55% to Lavi & Ebrahimian, LLP and 45% to the Law Offices of Sahag Majarian II).

\$14,568.37 for attorney costs to Class Counsel.

\$5,000 for an incentive award to Plaintiff Danny Carmona.

\$10,500 for claims administration costs to CPT Group, Inc.

\$37,500 (75% of \$50,000 PAGA penalty) to the LWDA.

C. The employer's share of payroll taxes will be paid separately by Defendant in addition to the GSA. (¶14.)

D. Plaintiffs release of Defendants from claims described herein.

By **03/01/2024**, Class Counsel must give notice to the class members pursuant to California Rules of Court, rule 3.771(b) and to the LWDA, if applicable, pursuant to Labor Code §2699 (1)(3).

By **02/03/2025**, Class Counsel must file a Final Report Re: Distribution of the Settlement Funds.

If the report is **NOT** filed by said date subsequently an Order to Show Cause Hearing Re: Sanctions hearing will be set.

A Non-Appearance Case Review Re: Final Accounting and Distribution is scheduled for 02/10/2025 at 08:30 AM in Department 9 at Spring Street Courthouse.

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The Judicial Assistant to give notice to Counsel for Plaintiff who is ordered to give further and formal notice to all parties.

Clerk's Certificate of Service By Electronic Service is attached.

