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12 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
13 **COUNTY OF LOS ANGELES – SPRING STREET**

14 CALIFORNIA UNIFIED SERVICE
15 PROVIDERS, LLC., a California limited
16 liability company,

17 Complainant,

18 v.

19 JORDAN BRAY and DOES 1 through 25,
20 inclusive,

21 Defendants.

22 JORDAN BRAY, individually, and on behalf
23 of others similarly situated

24 Cross-Complainant,

25 vs.

26 CALIFORNIA UNIFIED SERVICE
27 PROVIDERS, L.L.C. d/b/a CUSP, d/b/a
28 CUSP Autism, a California limited liability
company; CALIFORNIA UNIFIED
SERVICE PRO; an unknown business form;
BEHAVIORAL CUSP, LLC, a California
limited liability company; and DOES 1
through 50, inclusive,

Cross-Defendants,

FILED
Superior Court of California
County of Los Angeles
01/02/2024

David W. Slayton, Executive Officer / Clerk of Court

By: I. Arellanes Deputy

Case No. 20STLC07510

[Assigned for all purposes to the Honorable
Kenneth R. Freeman]

CLASS ACTION

**~~PROPOSED~~ ORDER GRANTING
PLAINTIFF'S MOTION FOR PRELIMINARY
APPROVAL OF CLASS ACTION
SETTLEMENT**

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Attorneys for Complainant CALIFORNIA UNIFIED
SERVICE PROVIDERS, LLC and BEHAVIORAL
CUSP, LLC,

1 Jordan Bray’s (“Defendant,” “Cross-Complainant,” or “Mr. Bray”) Motion for Preliminary
2 Approval of a Class Action Settlement came before this Court on December 5, 2023, the Honorable
3 Judge Freeman presiding. The Court, having considered the papers submitted in support of the motion
4 of the parties, HEREBY ORDERS THE FOLLOWING:

5 1. The Court grants preliminary approval of the Settlement and the Settlement Class based
6 upon the terms set forth in the First amended Class Action Settlement Agreement and Release of
7 Claims (“Agreement”), attached as **Exhibit 1** to the Declaration of Julia Z. Wells in Support of Cross-
8 Complainant’s Motion for Preliminary Approval of Class Action Settlement. All terms used herein
9 shall have the same meaning as defined in the Agreement. The Court finds that the terms of the
10 settlement set forth in the Agreement appear to be fair, adequate and reasonable to the Class.

11 2. The Court finds, on a preliminary basis, that the Agreement falls within the range of
12 reasonableness and appears to be presumptively valid, subject only to any objections that may be
13 raised at the final fairness hearing and final approval by this Court.

14 3. The Court preliminarily finds that extensive investigation and research have been
15 conducted, such that counsel for the parties are able to reasonably evaluate their respective positions.
16 The Court preliminarily finds that the Agreement will avoid substantial additional costs to all parties,
17 as well as avoid the delay and risks that would be presented by the further prosecution of the Action.
18 The Court preliminarily finds that the Agreement has been reached as the result of intensive, serious,
19 and non-collusive arms-length negotiations, and has been entered into in good faith. The assistance
20 of an experienced mediator in the settlement process further confirms that the Agreement is non-
21 collusive. Finally, the Court has reviewed the monetary recovery that is being granted as part of the
22 Agreement and preliminarily finds that the monetary settlement awards made available to the Class
23 Members are fair, adequate, and reasonable when balanced against the potential risks of further
24 litigation relating to certification, liability, and damages issues.

25 4. A final fairness hearing on the question of whether the proposed Agreement, attorneys’
26 fees and costs to Class Counsel, and the Class Representative’s Incentive Award should be finally
27 approved as fair, reasonable and adequate as to the members of the Class is scheduled in Department
28 14 on the date and time set forth in the implementation schedule in Paragraph 10 below.

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1 5. This Court approves, as to form and content, the Notice of Class Action Settlement
2 (“Class Notice”) in substantially the form attached hereto as **Exhibit A**. The Court finds that the Class
3 Notice fully and accurately informs the Class Members of all material elements of the Agreement, of
4 the Class Members’ right to opt out and be excluded from the Agreement, and of each Class Member’s
5 right and opportunity to object to the Agreement. The Court approves the procedure for Class
6 Members to participate in, to opt out of, and to object to, the settlement as set forth in the Agreement.

7 6. The Court directs the mailing of the Class Notice by first class United States mail to
8 the Class Members in accordance with the Implementation Schedule set forth below. The Court finds
9 the Class Notice and dates selected for the mailing and distribution of the Class Notice, as set forth in
10 the Implementation Schedule, meet the requirements of due process and provide the best notice
11 practicable under the circumstances and shall constitute due and sufficient notice to all persons entitled
12 thereto.

13 7. Notice will be provided to members of the following class:

14 All current and former non-exempt employees who worked for California Unified Service
15 Providers, LLC or Behavioral Cusp, LLC in California at any time during the period from
16 November 9, 2016 through May 1, 2022 (the “Class Period”).

17 8. The Court appoints Cross-Complainant Jordan Bray as the Class Representative. The
18 Court also appoints Matern Law Group, PC as Class Counsel.

19 9. The Court appoints CPT Group, Inc. as the Settlement Administrator.

20 10. The Court orders the following **Implementation Schedule** for further proceedings:

<u>EVENT</u>	<u>TIMING</u>
Deadline for Defendants to Submit Class Data to Settlement Administrator	December 26, 2023 [10 calendar days after court approval of the Class Notice, assuming approval on December 15, 2023; rolled to next business day as deadline falls on a holiday]
Deadline for Settlement Administrator to Mail Class Notice	January 10, 2024 15 calendar days after receiving the Class Data from Cross-Defendants
Deadline for Class Members to Postmark Requests for Exclusion	March 11, 2024 60 calendar days after the initial mailing of the

	Class Notice to Class Members (the deadline will be extended by 10 calendar days counted from the remailing date for re-mailed notices) [rolled to next business day]
Deadline for Settlement Administrator to file Declaration of Due Diligence and Proof of Mailing	March 25, 2024 14 calendar days after the Response Deadline
Deadline for Class Counsel to file Motion for Final Approval of Settlement, including Request for Attorneys' Fees, Costs, and Enhancement Award	16 Court days before Final Approval Hearing
Final settlement approval hearing	July 3, 2024, at 10:00 a.m.

11 11. In the event the settlement does not become effective in accordance with the terms of
12 the Agreement, or the settlement is not finally approved, or is terminated, cancelled or fails to become
13 effective for any reason, this Order shall be rendered null and void, shall be vacated, and the Parties
14 shall revert back to their respective positions as of before entering into the Agreement.

15 12. Pending further order by this Court, all proceedings in this matter except those
16 contemplated herein and in the Agreement are stayed.

17 13. The Court expressly reserves the right to adjourn or continue the Final Approval and
18 Fairness Hearing without further notice to Class Members.

20 **IT IS SO ORDERED.**

22 Dated: 01/02/2024



[Handwritten Signature]

Hon. Kenneth R. Freeman
Kenneth R. Freeman / Judge