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

JAMES WEDEL, CHARLES MCWHALES,
SIMON MASHIAN, FAUSTO
HERNANDEZ, MICHAELA VIVANT,
MARJAN SVETKO, and PEI EN CHONG
SAMPSON, individually and on behalf of all
others similarly situated,

Plaintiffs,

v.

DOUGLAS EMMETT, INC., a Maryland
Corporation; BARRINGTON PACIFIC, LLC,
a California limited liability company;
DOUGLAS EMMETT MANAGEMENT,
LLC, a Delaware limited liability company;
and DOES 1–50, inclusive,

Defendants.

Case No. 20STCV03962
Hon. David S. Cunningham, Dept. 11

**Stipulation and Order to Send Text Messages
to Class Members re: Uncashed Settlement
Checks**

Action Filed: Jan. 30, 2020

FILED
Superior Court of California
County of Los Angeles

06/25/2025

David W. Stryker, Executive Officer/Clerk of Court

By: _____ T. Lewis Deputy

STIPULATION

Plaintiffs James Wedel, Charles McWhales, Simon Mashian, Fausto Hernandez, Michaela Vivant, Marjan Svetko, and Pei en Chong Sampson, and Defendants Douglas Emmett, Inc., Douglas Emmett Management, LLC, Barrington Pacific, LLC, and Universal Protection Service, LP (collectively, “Parties”) stipulate to the sending of two text messages to class members regarding their uncashed settlement checks, as detailed further below. They request an order approving this stipulation.

The Parties enter this stipulation for the following reasons:

1. On April 22, 2025, the Court entered its Amended Order Granting Final Approval of Class Action Settlement and Entering Judgment.

2. In early May, the settlement administrator, CPT Group, Inc., mailed a check to each participating class member who was entitled to a cash payment.

3. Of the checks, approximately 20% were mailed to class members who (a) have not cashed the checks and (b) do not have valid email addresses in the Parties’ records.

4. It is possible that at least some of these checks were not cashed because the class member moved and did not setup address forwarding (or the forwarding expired).

5. To attempt to reach these class members, the Parties desire that one text message be sent to each of the class members’ phone numbers on file (to the extent that the Parties have a valid phone number for these class members). This text would be sent as soon as practicable. As the Parties do not have email addresses for this subset of persons, a text message is the best and most efficient means of alternative contact.

6. Additionally, the settlement agreement provides for mailing a postcard reminder to all persons who did not cash the check. Given the possibility that some class members may have moved, the Parties would instead prefer that reminder be sent by text message or email on or around August 19, 2025 (to the extent that the Parties have a valid phone number or email address for those class members).

7. CPT has requested an order approving this stipulation before sending any text messages.

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2 IT IS SO STIPULATED.

3
4 Dated: June 20, 2025

WARREN TERZIAN LLP

5
6 s/ Dan Terzian
Dan Terzian
7 *Counsel for Plaintiffs*

8 Dated: June 20, 2025

GERAGOS & GERAGOS, APC

9
10 s/ Mark Geragos
Mark Geragos
11 *Counsel for Plaintiffs*

12
13 Dated: June 20, 2025

**CHAPMAN GLUCKSMAN DEAN &
ROEB, APC**

14
15 s/ David Napper
David Napper
16 *Counsel for Defendant Douglas Emmett, Inc.*

17
18 Dated: June 20, 2025

**LEWIS BRISBOIS BISGAARD
& SMITH LLP**

19
20 s/ Matthew Harrison
Matthew Harrison
21 *Counsel for Defendants Barrington Pacific,
22 LLC and Douglas Emmett Management, LLC*

23
24 Dated: June 20, 2025

KLINEDINST PC

25 s/ Kevin J. Gramling
26 Kevin J. Gramling
27 *Counsel for Defendant Universal Protection
28 Service, LP*

1 **ORDER**

2 The Stipulation is GRANTED. The two identified text messages regarding cashing
3 settlement checks may be sent to the class members with uncashed settlement checks as requested.
4 The postcard reminder may alternatively be sent by email if the Parties have a valid email address
5 for the class members with uncashed settlement checks.

6
7 Dated: 06/25/2025, 2025



A handwritten signature in black ink that reads "David S. Cunningham III".

~~David S. Cunningham III / Judge~~
Hon. David S. Cunningham III
California Superior Court Judge

1 **PROOF OF SERVICE**

2 STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

3 I am over the age of 18 and not a party to this action. I am employed in the county where the
4 service occurred; my business address is 222 N. Pacific Coast Highway, Suite 2000, Los Angeles,
5 CA 90245.

6 On the undersigned date, I caused to be served the following documents:

7 **Stipulation and Order to Send Text Messages to**
8 **Class Members re: Uncashed Settlement Checks**

9 I caused the documents to be served on the interested parties:

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22 *Counsel for Defendant Douglas Emmett,*
23 *Inc.*

24 I electronically served the documents via CaseAnywhere on all the interested parties. I served
25 the document on Defendant Universal Protection Service, LP by emailing it to its counsel at
26 KGramling@KlinedinstLaw.com.
27
28

1 I declare under penalty of perjury under the laws of the State of California that the foregoing
2 is true and correct.

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4 Dated: June 23, 2025

s/ Dan Terzian

Dan Terzian

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