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**FILED**  
Superior Court of California  
County of Los Angeles

04/14/2022

Sherril R. Carter, Executive Officer / Clerk of Court

By: J. Clavero Deputy

**IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA  
SUPERIOR COURT OF LOS ANGELES**

OSCAR GONZALEZ, on behalf of herself and  
others similarly situated,

Plaintiff,

v.

NS CORPORATION; and DOES 1-20,  
inclusive,

Defendants.

Case No: 20STCV41170

*Assigned for all purposes to the Hon. Dennis J.  
Landin, Dept. 51*

**CLASS-ACTION**

**[PROPOSED] ORDER GRANTING  
PRELIMINARY APPROVAL OF CLASS  
ACTION SETTLEMENT**

**Reservation No.: 536567622728**

1           On April 14, 2022, a hearing was held on Plaintiff Oscar Gonzalez’s (“Plaintiff”)  
2 Unopposed Motion for Preliminary Approval of the Class Action Settlement. Koul Law Firm  
3 appeared for Plaintiff and Gordon & Rees LLP appeared for Defendant NS Corporation  
4 (“Defendant”).

5           The Court having read and considered the papers on the motion, the arguments of counsel,  
6 and the law, and good cause appearing therefore,

7                           **IT IS ORDERED:**

8           1.    This Order incorporates the defined terms in the Class Action Settlement Agreement  
9 (the “Agreement” or “Settlement”). Unless otherwise specified, all capitalized terms in this Order  
10 shall have the same meaning given to those terms in the Agreement.

11           2.    The Class is defined as all of Defendant’s current and former hourly, non-exempt  
12 employees who worked at any time within the period beginning September 30, 2017, and ending  
13 the earlier of the date this Court grants preliminary settlement approval, or the date the Class  
14 Workweeks reaches 14,375 (the “Class Period”). “PAGA Members” is defined as all of  
15 Defendant’s non-exempt employees who worked for Defendant in California at any time from  
16 August 20, 2019 to the date of preliminary settlement approval (the “PAGA Period”). PAGA  
17 Members are a subset of the Class Members.

18           3.    Pursuant to the Agreement, the Class is conditionally certified for settlement purposes  
19 only.

20           4.    The Parties’ Agreement is granted preliminary approval as it meets the criteria for  
21 preliminary settlement approval. The Settlement falls within the range of possible approval as fair,  
22 adequate and reasonable, and appears to be the product of arm’s-length and informed negotiations  
23 and to treat all Class Members fairly. Continued litigation would have been expensive for both  
24 sides. The Parties acknowledge that litigating and trying this action may have resulted in delay of  
25 any recovery, involved significant risk as to liability and certification, and led to possible appeals.  
26 Class Counsel received the relevant information for the Class. Plaintiffs have adequately  
27 demonstrated that the Settlement did not occur until Plaintiff and Class Counsel possessed  
28 sufficient information to evaluate the case and make an informed decision about settlement.

1           5. The Parties' proposed notice plan is legally sound because individual notices will be  
2 mailed to all Class Members whose identities are known to the Parties, and such notice is the best  
3 notice practicable. The Parties' proposed Notice of Proposed Class Action Settlement and Final  
4 Approval Hearing ("Class Notice") attached to the Agreement as Exhibit 1, sufficiently informs  
5 Class Members of the terms of the Settlement, their right under the Settlement, their right to object  
6 to the Settlement, their right to receive a Settlement Share or elect not to participate in the  
7 Settlement, the processes for doing so, and the date and location of the Final Approval Hearing.  
8 The Class Notice also provides notice that PAGA Members will receive payment from the Net  
9 PAGA Amount and will be bound by and release all Released PAGA Claims, irrespective of  
10 whether they opt out of the Settlement. Thus, the Court approves the Class Notice because it  
11 provides adequate notice to Class Members.

12           6. Any Class Member who does not submit a valid Request for Exclusion will receive a  
13 Settlement Share based upon the allocation formula set forth in the Agreement. Class Members  
14 who wish to exclude themselves from the Settlement must do so not later than 60 days after the  
15 Settlement Administrator mails the Class Notice to them pursuant to the procedures set forth in the  
16 Class Notice. PAGA Members will receive payment from the Net PAGA Amount and will be  
17 bound by and release all Released PAGA Claims, irrespective of whether they opt out of the  
18 Settlement.

19           7. Any Class Member who wishes to object to the Settlement, the proposed Class  
20 Counsel Fees, Class Counsel Expenses, and/or Incentive Award will have the opportunity to do so  
21 at the Final Approval Hearing.

22           8. Class Counsel must file their application for Class Counsel Fees, Class Counsel  
23 Expenses concurrently with their motion for final approval of the Settlement.

24           9. CPT Group is appointed to act as the Settlement Administrator, pursuant to the terms  
25 set forth in the Settlement.

26           10. Koul Law Firm and Law Office of Sahag Majarian II are approved as Class Counsel.

27           11. Plaintiff is approved as the representatives of the Class.

28

1           12. Defendant is directed to provide the Settlement Administrator with the Class  
2 Information as specified by the Agreement no later than 10 days after the date of entry of this Order.  
3 Pursuant to the terms set forth in the Agreement, the Class Information, its contents, and any files  
4 containing Class Information shall remain strictly confidential for the Settlement Administrator's  
5 eyes only, not to be disclosed to Plaintiff or to Class Counsel or to any Class Member.

6           13. The Class Notice attached as Exhibit 1 to the Agreement is approved. The Settlement  
7 Administrator is directed to mail the approved Class Notice by first-class mail to the Class Members  
8 at their last known address no later than 14 days after receipt of the Class Data.

9           14. A Final Approval Hearing will be held on July 27, 2022, 8:30 a.m., at 111 N. Hill St.,  
10 Los Angeles, CA, 90012, to determine whether the Settlement should be granted final approval as  
11 fair, reasonable, and whether there was adequate notice to the Class Members. The Court will hear  
12 all evidence and argument necessary to evaluate the Settlement and will consider the request for  
13 approval of Class Counsel Fees, Class Counsel Expenses, Incentive Award, and Settlement  
14 Administration Costs. Class Members and their counsel may support or oppose the Settlement and  
15 the motion for an award of Class Counsel Fees, Class Counsel Expenses, and Incentive Award, if  
16 they so desire, as set forth in the Class Notice.

17           15. Any Class Member may appear at the Final Approval Hearing in person or by his or  
18 her own attorney and show cause why the Court should not approve the Settlement, or object to the  
19 motion for an award of Class Counsel Fees, Class Counsel Expenses, and Incentive Award.

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Riverside, CA 92509  
951-353-8281

Job: 6861465 Due: 03/24/2022  
Recipient: \_\_\_\_\_  
Server: BLS Courts Fee: \_\_\_\_\_  
Facility Phone: \_\_\_\_\_ Created: 03/24/2022

Nazo Koulloukian  
3435 Wilshire Blvd., Suite 1710  
Los Angeles, CA 90010

Client: Koul Law Firm Phone: (213) 761-5484

Email: nazo@koullaw.com

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MAR 24 2022

BOSCO LEGAL

Case #	20STCV41170	Plaintiff	Gonzalez
Court	Superior Court of California, County of Los Angeles, Stanley Mosk Courthouse	Defendant	N S Corporation
Documents			
Instructions			
Efile			
Motion			
MPS's			
Declaration			
Order			

Date/Time/Initials: \_\_\_\_\_ Description of Service / Recipient: \_\_\_\_\_

RUSH  
BOSCO LEGAL SERVICES

Submitted 3/24/22  
5099519 VR  
Accepted 3-26-22 C# \$4.20

RUSH  
BOSCO LEGAL SERVICES

Person Served: \_\_\_\_\_

Date Served: \_\_\_\_\_ Time (Military): \_\_\_\_\_ Served By: \_\_\_\_\_

Age: \_\_\_\_\_ Gender: \_\_\_\_\_ Ethnicity: \_\_\_\_\_ Weight: \_\_\_\_\_

Height: \_\_\_\_\_ Hair: \_\_\_\_\_ Eyes: \_\_\_\_\_ Relationship: \_\_\_\_\_

Job: 6861465

PP \$44.95 SF \$6 CTF  
\$25 RF

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16. The Court reserves the right to continue the date of the Final Approval Hearing without further notice to Class Members. The Court retains jurisdiction to consider all further applications arising out of or in connection with the Settlement.



A handwritten signature in black ink, appearing to read "Lawrence P. Riff".

DATED: 04/14/2022

Lawrence P. Riff / Judge

~~HON. DENNIS J. LANDIN~~  
COUNTY OF LOS ANGELES SUPERIOR COURT

**PROOF OF SERVICE**

**Case No. 20STCV41170**  
***Gonzalez v. NS Corporation***

I, JACKELINE HERNANDEZ declare that I am a resident of or employed in the County of Los Angeles, California. I am over the age of 18 years and not a party to the entitled case. The name and address of my residence or business is KOUL LAW FIRM, 3435 Wilshire Blvd. Ste. 1710, Los Angeles, California 90010.

On March 24, 2022, I served the foregoing document described as:

**[PROPOSED] ORDER GRANTING PRELIMINARY APPROVAL OF CLASS ACTION SETTLEMENT**

\_\_\_\_\_ by placing the document(s) listed above in a sealed envelope, addressed as set forth below, and placing the envelope for collection and mailing in the place designated for such in our offices, following ordinary business practices.

\_\_\_\_\_ by transmitting via facsimile the document(s) listed above to the fax number(s) set forth below on this date before 5:00PM.

X \_\_\_\_\_ by transmitting via electronic mail the document(s) listed above to the electronic mailing address set forth below on this date before 5:00PM.

\_\_\_\_\_ by causing a true copy thereof to be personally delivered to the person(s) at the address(es) set forth below.

on the parties listed below by placing a true copy thereof enclosed in a sealed envelope for collection and mailing in the United States Postal Service following ordinary business practices at Los Angeles, California addressed as follows:

**SEE ATTACHED SERVICE LIST**

I am readily familiar with the ordinary practice of the business of collecting, processing and depositing correspondence in the United States Postal Service and that the correspondence will be deposited the same day with postage thereon fully prepaid.

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

Executed on this March 24, 2022, in Los Angeles, California.

  
\_\_\_\_\_  
JACKELINE HERNANDEZ

**PROOF OF SERVICE**

**Case No. 20STCV41170**  
***Gonzalez v. N S Corporation***

Lindsey David, Esq.

[ldavid@grsm.com](mailto:ldavid@grsm.com)

Christopher Cato, Esq.

[ccato@grsm.com](mailto:ccato@grsm.com)

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101 W. Broadway

Suite 2000

San Diego, CA 92101

Tel: (619) 696-6700

**Attorneys for Defendant N S CORPORATION**