

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF ORANGE – CIVIL COMPLEX CENTER**

MIGUEL VALLES, individually, and on behalf
of others similarly situated

Plaintiff,

vs.

TALBERT ARCHITECTURAL PANEL &
DOOR, INC., a California corporation; and
DOES 1 through 50, inclusive,

Defendant.

CASE NO. 30-2020-01174514-CU-OE-CXC

CLASS ACTION

[Assigned for all purposes to the
Honorable Melissa R. McCormick]

**ORDER GRANTING PRELIMINARY
APPROVAL OF CLASS ACTION AND
PAGA SETTLEMENT AGREEMENT**

Complaint Filed: December 14, 2020

1 Plaintiff Miguel Valles ("Plaintiff") Motion for Preliminary Approval of Class Action
2 and PAGA Settlement ("Motion") came regularly for hearing before this Court on May 15,
3 2025. The Court, having considered the Amended Joint Stipulation of Class Action and PAGA
4 Settlement ("Amended Settlement" or "Amended Settlement Agreement"), the Amendment to
5 the Amended Joint Stipulation of Class Action and PAGA Settlement Agreement
6 ("Amendment"), and the Class Notice Packet, attached hereto as **Exhibit 1**, the Motion for
7 Preliminary Approval of Class Action Settlement, memorandum of points and authorities in
8 support thereof, and declarations filed in support thereof, and good cause appearing, HEREBY
9 ORDERS THE FOLLOWING:

10 1. The Court GRANTS preliminary approval of the Amended Settlement
11 Agreement, including the Amendment (together, the "Settlement"), and finds its terms to be
12 within the range of reasonableness of a settlement that ultimately could be granted approval by
13 the Court at a final fairness hearing. The Court preliminarily finds the Settlement to be fair,
14 adequate, and reasonable and in the best interests of the Class Members. The Settlement
15 provides for a Gross Settlement Amount of \$575,000, including attorneys' fees in an amount not
16 to exceed \$191,666.67, litigation costs in an amount not to exceed \$15,000, an Enhancement
17 Award to Plaintiff in an amount not to exceed \$5,000, a PAGA Settlement Amount of \$10,000,
18 and Settlement Administrator's Fees in an amount not to exceed \$10,000. All terms used herein
19 shall have the same meaning as defined in the Settlement.

20 2. For purposes of the settlement only, the Court preliminarily designates Plaintiff
21 Miguel Valles as the Class Representative.

22 3. For purposes of the settlement only, the Court preliminarily designates Matern
23 Law Group, as Class Counsel.

24 4. The Court preliminarily designates CPT Group, Inc. as the third-party Settlement
25 Administrator.

26 5. The Parties and the Settlement Administrator are ordered to implement the
27 settlement according to the terms of the Settlement.
28

1 6. The Court provisionally and conditionally certifies the proposed class as set forth
2 in the Settlement.

3 7. The Court approves, as to form and content, the Court Approved Notice of Class
4 Action and PAGA Settlement and Hearing Date for Final Court Approval ("Class Notice"), the
5 Opt-Out Form, and the Objection Form attached hereto as **Exhibit 1**.

6 8. The Court finds that the form of notice to the Class regarding the pendency of the
7 action and of the settlement, the dates selected for mailing and distribution, and the methods of
8 giving notice to members of the Class, satisfy the requirements of due process, constitute the
9 best notice practicable under the circumstances, and constitute valid, due, and sufficient notice to
10 all members of the Class.

11 9. The Court further approves the procedures for Class Members to opt-out of or
12 object to the Amended Settlement, as set forth in the Class Notice and the Settlement.

13 10. The Court directs the Administrator to mail the Class Notice, Opt-Out Form, and
14 Objection Form to the members of the Class in accordance with the terms of the Settlement.

15 11. The Class Notice shall provide sixty (60) calendar days' notice for Class
16 Members to submit disputes, opt-out of, or object to the Settlement. Class Members whose Class
17 Notices are re-mailed shall have an additional fifteen (15) day to submit disputes, opt-out of, or
18 object to the Settlement.

19 12. The hearing on Plaintiff's Motion for Final Approval of Class Action and PAGA
20 Settlement on the question of whether the Settlement should be finally approved as fair,
21 reasonable, and adequate is scheduled in Department of CX104 of the above-entitled court,
22 located at 751 West Santa Ana Boulevard, Santa Ana, California 90012, on December 11, 2025
23 at 2:00 p.m. In the event that the hearing on the final approval motion is continued, the
24 administrator shall post notice of the continuance of the hearing on its website.

25 13. At the Final Approval hearing, the Court will consider: (a) whether the Settlement
26 should be approved as fair, reasonable, and adequate for the Class; (b) whether a judgment
27 granting final approval of the Settlement should be entered; and (c) whether Plaintiff's
28

1 application for an Enhancement Award, settlement administration costs, and Class Counsel's
2 attorneys' fees and costs should be granted.

3 14. The Court retains jurisdiction to enforce the Settlement pursuant to Code of Civil
4 Procedure Section 664.6.

5 15. Counsel for the parties shall file and serve memoranda, declarations, or other
6 statements and materials in support of their request for final approval of Plaintiff's application
7 for an Enhancement Award, settlement administration costs, Class Counsel's attorneys' fees and
8 costs, at least 16 court days before the hearing on Plaintiff's Motion for Final Approval of
9 Settlement.


10 16. The Court order the following implementation schedule:

Event	Date
Deadline for Defendant to provide class contact information to the Administrator:	May 29, 2025
Administrator to mail the Class Notice documents to the Settlement Class no later than:	June 12, 2025
Deadline for Settlement Class Members to submit disputes, Objection Forms, or Opt-Out Forms:	August 11, 2025
Deadline for Plaintiff to file Motion for Final Approval of Class Action and PAGA Settlement:	At least 16 court days before Final Approval Hearing
Hearing on Motion for Final Approval of Class Action and PAGA Settlement	December 11, 2025 at 2:00 p.m. Dept. CX104.

22 17. Pending the Final Approval hearing, all proceedings in this Action, other than
23 proceedings necessary to carry out or enforce the terms and conditions of the Settlement and this
24 Order, are stayed.

25 **IT IS SO ORDERED.**

26 DATED: May 21, 2025

27 By: 
Melissa R. McCormick
28 Judge of the Superior Court