

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

Civil Division

Central District, Stanley Mosk Courthouse, Department 72

20STCV33377

February 23, 2023

ALISON ANDRADE, ON BEHALF OF ALL OTHERS

8:30 AM

SIMILARLY SITUATED vs URBAN OUTFITTERS, INC, et al.

Judge: Honorable Curtis A. Kin

CSR: None

Judicial Assistant: Felipe Rojas

ERM: None

Courtroom Assistant: Maria Rodriguez

Deputy Sheriff: None

APPEARANCES:

For Plaintiff(s): Cameron A. Stewart By Daniel Joseph Bass (LACC)

For Defendant(s): Carrie Gonell By Nancy Nguyen (LACC)

Other Appearance Notes:

NATURE OF PROCEEDINGS: Hearing on Motion - Other Motion for Court Approval of Settlement; Order to Show Cause Re: Dismissal (Settlement)

The case is called for a hearing.

All counsel appearing submit to the tentative ruling of the Court.

The tentative ruling becomes the ruling of the Court as follows:

The Motion for Preliminary Approval of Settlement filed by Alison Andrade on 01/17/2023 is Granted.

The Court previously continued the hearing for preliminary approval of class action settlement, noting certain concerns. (See 1/31/23 Minute Order.) The Court has since reviewed Plaintiff's Supplemental Brief and the Joint Stipulation Re: Amendment to Settlement Agreement. The Court's concerns are not satisfied. The Court will sign the Amended Proposed Order, electronically received 2/14/23, with paragraph 11 of the amended proposed revised to reflect that the Unclaimed Property Law is set forth at California Code of Civil Procedure Section 1500 et seq.

Prior to the final fairness hearing, Class Counsel must submit briefing and supporting declarations regarding a lodestar calculation of the attorney's fees sought. The Court must determine that the attorney's fees sought are reasonably related to the work performed before any fees are awarded. (See Garabedian v. Los Angeles Cellular Telephone Company (2004) 118 Cal. App. 4th 123, 128.)

Additionally, consistent with Clark v. American Residential Services LLC (2009) 175 Cal.App.4th 785, 806-07, the class representative must submit a declaration explaining why she

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should be compensated for the expense or risk incurred in conferring a benefit on other members of the class. The declaration must be specific enough in the form of quantification of time and effort expended on the litigation, and in the form of reasoned explanation of financial or other risks incurred by plaintiff for this Court to conclude that an enhancement award was necessary to induce plaintiff to participate in this lawsuit.

The motion for final approval documents, along with supporting declarations, must be filed by 6/15/2023.

The Order to Show Cause is discharged.

Fairness Hearing is scheduled for 07/27/2023 at 09:30 AM in Department 72 at Stanley Mosk Courthouse.

Notice is waived.