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FILED
Superior Court of California
County of Los Angeles

OCT 19 2020

Sherri R. Carter, Executive Officer/Clerk
By Stephanie Chung Deputy

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9 **RECEIVED**
LOS ANGELES SUPERIOR COURT
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11 **JUL 30 2020**
12 **S. DREW**

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14 **SUPERIOR COURT FOR THE STATE OF CALIFORNIA**
15 **COUNTY OF LOS ANGELES**

16 **TRACY GRANBERRY**, individually and on
17 behalf of all others similarly situated,
18 Plaintiff,
19 vs.
20
21 **AZUSA PACIFIC UNIVERSITY**, a California
Non-Profit Corporation,
22
23 Defendant.

Case No.: 19STCV28949
~~PROPOSED~~ **ORDER GRANTING
PRELIMINARY APPROVAL OF CLASS
ACTION SETTLEMENT**

1 This matter is before the Court on Plaintiff's unopposed Motion for Preliminary Approval of
2 Class Action Settlement (the "Settlement Agreement") of the above-entitled case attached hereto as
3 **Exhibit 1**. The motion, having been fully considered by the Court, and it appearing to the Court, upon
4 preliminary examination, that the settlement set forth herein is within the range of reasonableness, and
5 that a hearing should and will be held after notice to the Class to confirm that the Settlement Agreement
6 therein is fair, adequate and reasonable, and to determine whether a judgment should be entered in this
7 action thereon, **IT IS HEREBY ORDERED THAT:**

8 1. This Order hereby incorporates by reference the definitions in the Settlement
9 Agreement, and all terms used herein shall have the same meaning as set forth in the Settlement
10 Agreement.

11 2. This Court preliminarily approves the Settlement Agreement and finds that it is
12 within the range of reasonableness as to the Class and Defendant, and is the product of good faith,
13 arm's length negotiations between the parties.

14 3. This Court certifies a provisional class for the purposes of this settlement defined
15 as: all persons who were employed by Defendant in the State of California as Adjunct Faculty
16 Members during the Class Period, which is the period of time beginning August 19, 2015 through
17 to the Preliminary Approval Date.

18 4. The Court finds that for the purposes of settlement, Plaintiff has established in her
19 moving papers and supporting declarations all of the requirement for certification of a provisional
20 settlement class pursuant to C.R.C., Rule 3.769(d).

21 5. The Court appoints and designates CPT, Inc. as Settlement Administrator. The
22 Court further preliminarily approves the payment of the settlement administration costs as
23 provided in the Settlement Agreement.

24 6. The Court appoints and designates Plaintiff as the Class Representative, and the
25 law firm HammondLaw, P.C. as Class Counsel.
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1 7. The Court preliminarily approves payment from the Gross Settlement Amount of
2 the Service Award to Plaintiff and payment of attorneys' fees and costs to Class Counsel as set
3 forth in the Settlement Agreement.

4 8. Notice shall be provided to the Class Members in the following manner: Within 20
5 calendar days of this Order, Defendant shall provide the Class List to the Settlement
6 Administrator. Within 35 calendar days of this Order, the Settlement Administrator will send the
7 Class Notice attached as **Exhibit A** to the Settlement Agreement ("Class Notice") to the Class via
8 U.S. First Class Mail.

9 9. Class Members will have forty-five (45) calendar days from the date of the first
10 mailing to submit requests for exclusion, and/or objections. Unless a Class Member submits a
11 valid and timely Request for Exclusion as provided in the Settlement Agreement, he/she will
12 automatically become a Settlement Class Member. Class Members who wish to be excluded from
13 the settlement must do so in writing and must include the Class Member's name, address, and a
14 clear statement that he or she seeks to be excluded from the Settlement. Class Members who wish
15 to object to the settlement must do so in writing and must include the Class Member's Class
16 Member's full name, address, last four digits of his or her social security number, and the case
17 name and number of the Action, and a clear statement of the basis for his or her objection. All
18 exclusion and objections must be mailed to the Settlement Administrator and postmarked no later
19 than the Response Deadline.

20 10. Class Members will have the right to challenge only the number of Credits as
21 shown on the Notice. Class Members who wish to dispute the number of Credits must do so in
22 writing and must include the Class Member's full name, address, signature, and last four digits of
23 his or her Social Security number; the case name and number of the Action; a clear statement
24 indicating that he or she disputes the number of Credits credited to him or her; and facts
25 supporting the Class Member's dispute, along with any supporting materials confirming that the
26 Credits credited to him or her are incorrect. Challenges to the number of Credits must be mailed to
27 the Settlement Administrator and postmarked no later than the Response Deadline. Challenges
28

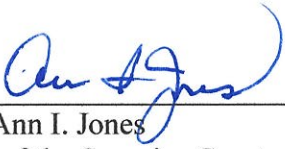
1 shall be resolved without hearing by the Settlement Administrator, who will decide based on
2 Defendant's records and any document or information presented by the Class Member making the
3 challenge, Class Counsel, or Defendant's Counsel. The Settlement Administrator's determination
4 shall be final and binding.

5 11. The Final Approval Hearing shall be held on March 1, 2021 ^{at 10:00 am} to
6 determine whether the Settlement Agreement is fair, adequate, reasonable, and should be ^{via LA}
7 approved. ^{Court}
^{Connect}

8 *12. The final order shall comply with CCP Section 384's*
9 *amended provisions re cy pres recipients.*

10 **IT IS SO ORDERED.**

11 Date: Oct. 19, 2020

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13 _____
14 Hon. Ann I. Jones
15 Judge of the Superior Court