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5 *Attorneys for Plaintiff and the Class*

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11 **IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA**
12 **IN AND FOR THE COUNTY OF LOS ANGELES**

13 LASHA COBBS, an individual, on behalf of
14 herself and on behalf of all others similarly
15 situated,

16 Plaintiff,

17 v.

18 DAVLYN INVESTMENTS, INC., a
19 California corporation, and DOES 1 through
20 100,

21 Defendants.

CASE NO. BC675226

*[Assigned for all purposes to the Hon. Kenneth
Freeman, Dept. 14, Spring Street Courthouse]*

**NOTICE OF COURT ORDER
GRANTING FINAL APPROVAL OF
CLASS ACTION SETTLEMENT AND
ENTRY OF FINAL JUDGMENT**

Action Filed: September 9, 2017
Trial Date: None Set


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PLEASE TAKE NOTICE that on February 25, 2020, the Court in Department SSC-14 of the Spring Street Courthouse entered an Order granting Final Approval of Class Action Settlement and entered Final Judgment in the above-identified action.

True and correct copies of the Order Approving Class Settlement and Final Judgment are attached hereto as Exhibits 1 and 2, respectively.

Dated: February 25, 2020

BURROWS LAW FIRM, APC

By: 

Christopher L. Burrows
Attorneys for Plaintiff, aggrieved employees
and the Classes

EXHIBIT 1

CONFORMED COPY
ORIGINAL FILED
Superior Court of California
County of Los Angeles

FEB 25 2020

Sherri R. Carter, Executive Officer/Clerk
By: Isabel Arellanes, Deputy

RECEIVED
LOS ANGELES SUPERIOR COURT

JAN 27 2020

S. DREW

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

LASHA COBBS, an individual, on behalf of
herself and on behalf of all others similarly
situated,

Plaintiff,

v.

DAVLYN INVESTMENTS, INC., a California
corporation, and DOES 1 through 100,

Defendants.

CASE NO. BC675226

[Assigned for all purposes to the Hon. Kenneth
R. Freeman, Dept. 14, Spring Street
Courthouse]

**PROPOSED ORDER APPROVING
CLASS SETTLEMENT**

Date: February 25, 2020
Time: 10:00 a.m.
Dept.: SSC-14

Action Filed: September 9, 2017
Trial Date: None Set

1 Having read and considered Plaintiff's request for final approval of the class action
2 settlement brought pursuant to California Rule of Court 3.769, and finding objections, if any,
3 received by any party or filed or presented to the Court were satisfactorily resolved, the Court
4 finds good cause to GRANT the request for final approval of the class action settlement and enter
5 Judgment accordingly.

6 **IT IS THEREFORE ORDERED, ADJUDGED AND DECREED:**

7 1. For purposes of this Order granting final approval of the class action settlement, the
8 Court adopts all defined terms as set forth in the Settlement Agreement, incorporated by reference
9 herein.

10 2. The Court has jurisdiction over the subject matter of the Action, and over all parties
11 to the Action, including all Class Members.

12 3. The Court approves the settlement of the litigation set forth in the Settlement
13 Agreement as being fair, just, reasonable and adequate to the Settlement Class Members and is
14 independently satisfied based upon the evidence that the consideration being received for the
15 release of the Settlement Class Members' claims is reasonable in light of the strengths and
16 weaknesses of the claims and the risks of the particular litigation and that the settlement was not
17 collusive.

18 4. For purposes of this Final Approval Order, and consistent with the Settlement
19 Agreement, this Court approves a Settlement Class defined as:

20 All individuals who worked as non-exempt employees within the
21 State of California for Davlyn Investments, Inc., from September 9, 2013 to
22 October 15, 2019 (the date of the Preliminary Approval Order).

23 5. The Court finds that the requirements of California Code of Civil Procedure section
24 382 have been satisfied and that the named Plaintiff and Class Counsel fairly and adequately
25 represent the Final Settlement Class Members and satisfy the requirements to be representatives
26 of and counsel to the Final Settlement Class Members.

1 6. The Notice provided to the Class pursuant to the Preliminary Approval Order
2 constitutes full and adequate notice and is in full compliance with the requirements of California
3 law and due process of law.

4 7. To date, Settlement Administrator CPT Group, Inc., has received one (1) request to
5 opt-out of the settlement. The request was submitted by Amanda Horn.

6 8. The settlement shall be implemented and consummated in accordance with the
7 definitions and terms of the Settlement Agreement.

8 9. In accordance with the terms of the Preliminary Approval Order and the Settlement
9 Agreement, an incentive award of \$5,000.00 to be paid to the named Plaintiff is appropriate in
10 recognition of the risk to Plaintiff as Class Representative in commencing the Action, both
11 financial and otherwise; the amount of time and effort spent by Plaintiff as the Class
12 Representative; for the consideration received for the release provided as part of the Settlement
13 Agreement; and for serving the interests of the Class. The incentive award shall be paid in
14 accordance with the Settlement Agreement.

15 10. In accordance with the terms of the Preliminary Approval Order and the Settlement
16 Agreement, the reasonable and appropriate fees and costs to which Class Counsel is hereby held
17 entitled shall be \$50,000 in attorneys' fees and \$19,624.50 in actual litigation costs. This fee and
18 costs award is a fair and reasonable amount to compensate Plaintiff, the Settlement Class, and
19 Class Counsel for their attorneys' fees and costs expended. The Court finds that the time devoted
20 to the matter by Class Counsel was reasonably necessary in the investigation and prosecution of
21 this action. These amounts shall be paid in accordance with the Settlement Agreement.

22 11. The Court finds that the payment to the State of California Labor and Workforce
23 Development Agency ("LWDA") in the amount of \$3,750 for its 75% share of the civil penalties
24 allocated under the Private Attorneys General Act ("PAGA") is fair, reasonable, and adequate,
25 and orders the Claims Administrator to distribute this payment in conformity with the terms of
26 the Settlement.

1 12. The Court orders that the Settlement Administrator shall be paid \$12,500 from the
2 Gross Settlement Amount for all of its work done and to be done until the completion of this
3 matter and finds that sum appropriate.

4 13. Neither the Settlement Agreement, nor any of its terms or provisions, nor any of the
5 negotiations or proceedings connected with it, shall be construed as an admission or concession
6 by Defendant of the truth of any of the allegations in the Action, or of any liability, fault or
7 wrongdoing of any kind.

8 14. Upon the Effective Date, the Settlement Class shall have, by operation of this Order,
9 fully, finally, and forever released, relinquished, and discharged the Released Parties from the
10 Released Claims.

11 15. Pursuant to the parties' request, as well as California Code of Civil Procedure section
12 664.6 and Rule 3.769(h) of the California Rules of Court, the Court will retain jurisdiction over
13 this action and the parties until final performance of the Settlement Agreement.

14 **IT IS SO ORDERED.**

15
16 Dated: February 25, 2020

KENNETH R. FREEMAN

Hon. Kenneth R. Freeman
Judge of the Superior Court

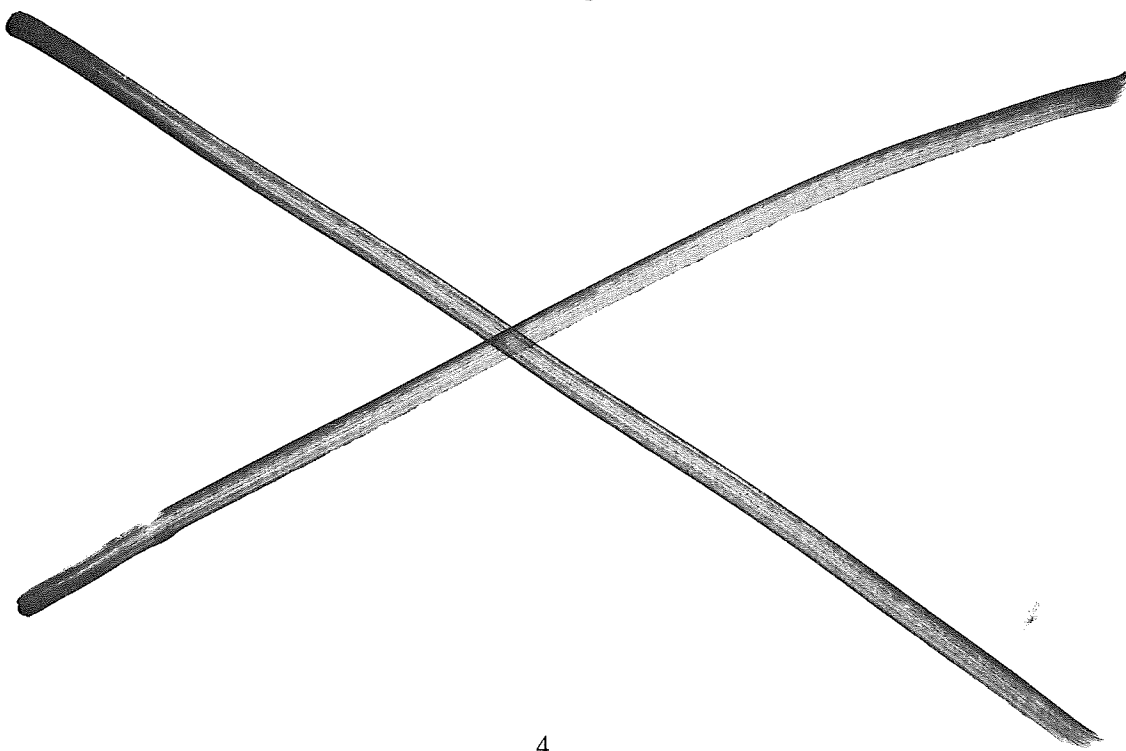


EXHIBIT 2

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CONFORMED COPY
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Superior Court of California
County of Los Angeles

FEB 25 2020

RECEIVED
LOS ANGELES SUPERIOR COURT

Sherri R. Carter, Executive Officer/Clerk
By: Isabel Arellanes, Deputy

JAN 27 2020

S. DREW

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

LASHA COBBS, an individual, on behalf of
herself and on behalf of all others similarly
situated,

Plaintiff,

v.

DAVLYN INVESTMENTS, INC., a California
corporation, and DOES 1 through 100,

Defendants.

CASE NO. BC675226

[Assigned for all purposes to the Hon. Kenneth
R. Freeman, Dept. 14, Spring Street
Courthouse]

~~PROPOSED~~ FINAL JUDGMENT

Date: February 25, 2020
Time: 10:00 a.m.
Dept.: SSC-14

Action Filed: September 9, 2017
Trial Date: None Set

1 This matter came on regularly for hearing before this Court on February 25, 2020,
2 pursuant to California Rule of Court 3.769 and this Court's earlier Order Granting Preliminary
3 Approval of Class Action Settlement ("Preliminary Approval Order"). To date, Settlement
4 Administrator CPT Group, Inc., has received one (1) request to opt-out of the settlement. The
5 one (1) individual who requested to be excluded from the settlement class is Amanda Horn.
6 Having considered the Parties' Modified Stipulation and Settlement of Class Action and
7 Representative Claims ("Settlement Agreement" or "Settlement") and the submissions of counsel,

8 **IT IS THEREFORE ORDERED, ADJUDGED AND DECREED:**

9 1. Final Judgment in this matter is hereby entered in conformity with the Parties'
10 Settlement Agreement, this Court's previous Preliminary Approval Order, and this Court's Order
11 Granting Plaintiff's Motion for Final Approval of Class Action Settlement.

12 2. The Court approved the settlement of the litigation set forth in the Settlement
13 Agreement as being fair, just, reasonable and adequate to the Settlement Class Members and is
14 independently satisfied based upon the evidence that the consideration being received for the
15 release of the Settlement Class Members' claims is reasonable in light of the strengths and
16 weaknesses of the claims and the risks of the particular litigation and that the settlement was not
17 collusive.

18 3. Consistent with the Settlement Agreement, the Settlement Class is defined as:

19 All individuals who worked as non-exempt employees within the State of
20 California for Davlyn Investments, Inc., from September 9, 2013 to October 15,
21 2019 (the date of the Preliminary Approval Order).

22 4. Consistent with the Settlement Agreement, as of the Effective Date, all Participating
23 Class Members shall fully and finally release the Released Parties from any and all Released
24 Claims. Class Members will only release the Released Claims arising during the Class Period.
25 The Released Claims include any and all claims, debts, liabilities, demands, obligations,
26 guarantees, costs, expenses, attorney's fees, damages, action or causes of action contingent or
27 accrued for, which would arise from or are related to the factual allegations, legal theories, claims,
28 or causes of action asserted in the Action. The Released Claims include, but are not limited to the

1 following claims only to the extent that they arise from the factual allegations in the Operative
2 Complaint: claims arising under the Fair Labor Standards Act ("FLSA"), 29 U.S.C. §§ 201 et
3 seq.; California Labor Code (including, but not limited to, sections 201, 202, 203, 204, 210, 218.6,
4 221, 225.5, 226, 226.7, 510, 511, 512, 558, 1174, 1174.5, 1194, 1197, 1197.1, 1197.2, 1198, 2698
5 et seq.); California Business & Professions Code (including Section 17200) or any other wage
6 and hour statute; the Wage Orders of the California Industrial Welfare Commission; and claims
7 for unpaid wages, failure to pay minimum wage, overtime compensation, and interest, restitution
8 and other equitable relief, liquidated damages, punitive damages, waiting time penalties, penalties
9 and/or premium pay for missed meal periods and rest periods, payment for all hours worked,
10 including off-the-clock work, inaccurate wage statements, and penalties of any nature
11 whatsoever, including wage statement penalties and minimum wage penalties, whether known or
12 unknown, arising from or related to the underlying allegations, claims, or causes of action in the
13 Action. Per the requirements of the FLSA, the release of FLSA claims shall apply only to those
14 Class Members who cash their check under this settlement. This release excludes the release of
15 claims not permitted by law.

16 5. This document shall constitute a final judgment pursuant to California Rule of Court
17 3.769(h).

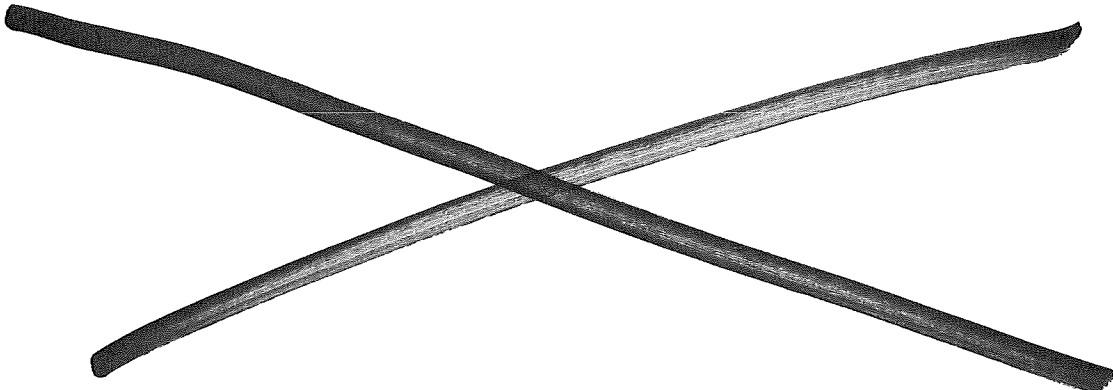
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19 **IT IS SO ORDERED.**

20 Dated: February 25, 2020

KENNETH R. FREEMAN

Hon. Kenneth R. Freeman
Judge of the Superior Court

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PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

CASE NAME: Lasha Cobbs v. Davlyn Investments, Inc.

CASE NUMBER: BC675226

I am employed in the County of LOS ANGELES, State of California. I am over the age of 18 and not a party to the within action; my business address is 8383 Wilshire Blvd., Suite 634, Beverly Hills, California 90211.

On February 25, 2020, I served the foregoing document described as:

NOTICE OF COURT ORDER GRANTING FINAL APPROVAL OF CLASS ACTION SETTLEMENT AND ENTRY OF FINAL JUDGMENT

and hereby certify that a true and correct copy was served on counsel of record below by electronic mail via CASEANYWHERE to the following recipient:

SERVICE LIST

LONNIE D. GIAMELLA, Esq. (lgiamela@fisherphillips.com)
ANDREW J. HOAG, Esq. (ahoag@fisherphillips.com)
Fisher Phillips LLP
444 South Flower Street
Suite 1500
Los Angeles, CA 90071

[XX] BY ELECTRONIC MAIL I served said document to be transmitted electronically pursuant to Order of the Court. The name and electronic submission was sent to the email address(es) of the person(s) set forth in the service list.

[XX] STATE I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on February 25, 2020, at Beverly Hills, California.

s/s Stephanie Peralta
Stephanie Peralta