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9 SUPERIOR COURT OF THE STATE OF CALIFORNIA

10 FOR THE COUNTY OF LOS ANGELES

12 JUAN CANELA, individually, and on behalf of
13 other members of the general public similarly
situated,

14 Plaintiff,

15 vs.

16 HELIX ELECTRIC, INC., a California
17 corporation; and DOES 1 through 10, inclusive,

18 Defendants.

Case No. BC721327

Assigned to the Hon. Stuart M. Rice

~~[AMENDED PROPOSED]~~ ORDER
GRANTING MOTION FOR PRELIMINARY
APPROVAL OF CLASS ACTION
SETTLEMENT

Date: January 3, 2023

Time: 10:30 a.m.

Place: Department 1

Complaint Filed: September 17, 2018

FILED
Superior Court of California
County of Los Angeles

01/03/2023

David W. Slayton, Executive Officer / Clerk of Court

By: _____ A. He _____ Deputy

1 **ORDER**

2 Having considered Plaintiff’s Motion for Preliminary Approval of the Class Action Settlement
3 (the “Motion”) and the points and authorities submitted in support of the Motion, including the Amended
4 Joint Stipulation of Class Action Settlement and Release (“Settlement Agreement” or “Settlement”), and
5 **GOOD CAUSE** appearing, **IT IS HEREBY ORDERED** that the Motion is **GRANTED**, subject to
6 the following findings and orders:

7 1. This Order incorporates by reference the Settlement Agreement, and unless indicated
8 otherwise, all capitalized terms used herein will have the same meaning as set forth in the Settlement
9 Agreement.

10 2. The Settlement Class shall be conditionally certified for settlement purposes only and
11 shall consist of all persons who were employed by Defendant in the State of California at any time from
12 September 17, 2014 though June 30, 2022.

13 3. The class action settlement set forth in the Settlement Agreement, entered into among
14 the Parties and their counsel, is preliminarily approved as it appears to be proper, to fall within the range
15 of reasonableness, to be the product of arm’s-length and informed negotiations, to treat all Class
16 Members fairly, and to be presumptively valid, subject only to any objections that may be raised at or
17 before the final approval hearing.

18 4. The Court further finds that Plaintiff conducted extensive investigation and research, and
19 that he was able to reasonably evaluate his position and the strengths and weaknesses of his claims and
20 his ability to certify them. Plaintiff has provided the Court with enough information about the nature and
21 magnitude of the claims being settled, as well as the impediments to recovery, to make an independent
22 assessment of the reasonableness of the terms to which the Parties have agreed.

23 5. The Court also finds that settlement now will avoid additional and potentially substantial
24 litigation costs, as well as delay and risks if the Parties were to continue to litigate the Action.

25 6. The Court preliminarily approves the Settlement Agreement, including all the terms and
26 conditions set forth therein and the Class Settlement Amount and allocation of payments.

27 7. The rights of any potential dissenters to the proposed Settlement are adequately
28 protected in that they may exclude themselves from the Settlement and proceed with any alleged claims

1 they may have against Defendant, or they may object to the Settlement and appear before this Court.
2 However, to do so they must follow the procedures outlined in the Settlement Agreement and Notice of
3 Class Action Settlement.

4 8. The Court approves, as to form and content, the proposed Notice of Class Action
5 Settlement (“Notice Packet”).

6 9. The Court directs the mailing, by First-Class U.S. mail, of the Notice Packets to Class
7 Members in accordance with the schedule set forth below and the other procedures described in the
8 Settlement Agreement. The Court finds that the method selected for communicating the preliminary
9 approval of the Settlement Agreement to Class Members is the best notice practicable under the
10 circumstances, constitutes due and sufficient notice to all persons entitled to notice, and thereby satisfies
11 due process.

12 10. The Court appoints Plaintiff Juan Canela as the representative for the Settlement Class
13 conditionally certified by this Order.

14 11. The Court appoints Capstone Law APC as Class Counsel. The Court finds that counsel
15 have demonstrable experience litigating, certifying, and settling class actions, and will serve as adequate
16 counsel for the Class conditionally certified by this Order.

17 12. The Court approves and appoints CPT Group, Inc. as the Settlement Administrator.

18 13. The following dates shall govern for purposes of this Settlement:

Date	Event
January 23, 2023 (or not later than 20 calendar days after the Court grants preliminary approval of the Settlement Agreement, if later)	Last day for Defendant to produce the Class List to the Settlement Administrator.
February 2, 2023 (or not later than 10 calendar days after Defendant produces the Class List, if later)	Last day for the Settlement Administrator to mail Notice Packets to all Class Members.
March 20, 2023 (or not later than 45 calendar days after the Settlement Administrator mails the Notice Packets, if later)	Last day for Class Members to submit Requests for Exclusion or Objections to the Settlement.
May 10, 2023	Last day for Plaintiff to file the Motion for Final Approval of Class Action Settlement and Motion for Attorneys’ Fees, Costs, and a Class Representative Enhancement Payment.

Date	Event
June 2, 2023 at 10:30 a.m. R } ^ A EGGH	Hearing on Motion for Final Approval of Class Action Settlement and Motion for Attorneys' Fees, Costs, and a Class Representative Enhancement Payment.

14. The Court expressly reserves the right to continue or adjourn the final approval hearing without further notice to the Class Members.

IT IS SO ORDERED.

Dated: ~~Re } ^ A EGGH~~ _____



Stuart M. Rice

Stuart M. Rice / Judge

Hon. Stuart M. Rice
 Los Angeles County Superior Court Judge