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others similarly situated

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ORIGINAL FILED
Superior Court of California
County of Los Angeles

NOV 18 2020

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

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF LOS ANGELES

JONATHAN WILSON, individually and on
behalf of all others similarly situated,

Plaintiff,

vs.

HYDRO SYSTEMS, INC., a California
corporation; and DOES 1 through 50, inclusive,

Defendants

CASE NO. 19STCV41455

[Assigned for all purposes to Hon. Daniel J.
Buckley, Dept. SS-1]

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

Action Filed: November 19, 2019
Trial Date: None Set

1 Plaintiff Johnathan Wilson's ("Plaintiff") Motion for Preliminary Approval of Class
2 Action Settlement came on regularly for hearing on November 13, 2020, the Honorable Daniel J.
3 Buckley presiding. Having reviewed Plaintiff's motion and all papers submitted in support
4 thereof, the Declarations of Launa Adolph, Deanna S. Leifer, and Johnathan Wilson, and all
5 exhibits thereto, including the Stipulation of Class Action Settlement ("Stipulation") and the
6 Amended Stipulation of Class Action Settlement ("Amended Stipulation"), and good cause
7 appearing therefor, the Court hereby finds and orders as follows:

8 1. The Court finds on a preliminary basis that the Settlement memorialized in the
9 Stipulation and the Amended Stipulation appears to be fair, adequate, and reasonable, falls within
10 the range of reasonableness, and therefore meets the requirements for preliminary approval.

11 2. The Court provisionally certifies for settlement purposes only the following class:
12 all current and former non-exempt employees of Defendant in California at any time during the
13 period from November 19, 2015 through December 13, 2020.

14 3. The Court finds, for purposes of settlement only, that the class meets the
15 requirements for certification under California Code of Civil Procedure § 382 in that: (1) the class
16 is so numerous that joinder of all members is impractical; (2) there are questions of law and fact
17 that are common to the Class Members which predominate over individualized issues; (3)
18 Plaintiff's claims are typical of the claims of the class; (4) Plaintiff and his counsel will fairly and
19 adequately protect the interests of the class; and (5) a class action is superior to other available
20 methods for the fair and efficient adjudication of the controversy.

21 4. The Court appoints, for settlement purposes only, Plaintiff as class representative.

22 5. The Court appoints, for settlement purposes only, Matthew J. Matern, Launa
23 Adolph, and Deanna S. Leifer of Matern Law Group, PC as Class Counsel.

24 6. The Court appoints CPT Group, Inc. as the Settlement Administrator.

25 7. The Court approves as to form and content: (1) the Notice of Class Settlement
26 ("Notice") attached as Exhibit 1 to the Amended Stipulation, and (2) the Information Sheet
27 attached as Exhibit 2 to the Stipulation (collectively, the "Notice Packet"). The Court finds that
28 the notice plan as set forth in the Stipulation is the best means practicable under the circumstances

1 for providing notice to the Class Members, and when completed, shall constitute due and
2 sufficient notice of the class action, the proposed Settlement, and the final approval hearing to all
3 persons entitled to such notice, in full compliance with due process and the notice requirements of
4 California Code of Civil Procedure § 877.6.

5 8. The Parties are ordered to carry out the Settlement according to the terms of the
6 Stipulation and the Amended Stipulation.

7 9. The Court sets the following implementation schedule:

8 9 10	Deadline for Defendant to provide Class Information to Settlement Administrator	_____ (the latter of 14 days after entry of Preliminary Approval Order or December 21, 2020)
11 12	Deadline for Settlement Administrator to mail Notice Packets to Class Members	_____ (20 days after receiving the Class Information from Defendant)
13 14	Deadline for Class Members to opt out of Settlement or submit written objections to Settlement ("Response Deadline")	_____ (45 days after Notice Packets are mailed by the Settlement Administrator to Class Members)
15 16 17	Deadline for Plaintiff to file Motion for Final Approval of Class Action Settlement and Motion for Attorneys' Fees and Respond to any Objections	<u>March 17</u> , 2021
18 19	Final Approval Hearing	<u>April 9</u> , 2021, at <u>10:30AM</u> Dept. SS-1

20 **IT IS SO ORDERED.**

21 DATED: NOV. 13, 2020

DANIEL J. BUCKLEY

HON. DANIEL J. BUCKLEY
JUDGE OF THE SUPERIOR COURT