1 2 3 4 5 6 7 8 9 10 11 12	Raul Perez (SBN 174687) Raul.Perez@capstonelawyers.com Bevin Allen Pike (SBN 221936) Bevin.Pike@capstonelawyers.com Daniel Jonathan (SBN 262209) Daniel.Jonathan@capstonelawyers.com Trisha K. Monesi (SBN 303512) Trisha.Monesi@capstonelawyers.com CAPSTONE LAW APC 1875 Century Park East, Suite 1000 Los Angeles, California 90067 Telephone: (310) 556-4811 Facsimile: (310) 943-0396 Kyle Todd (SBN 286370) kyle@kyletodd.com KYLE TODD, P.C. 171 North Altadena Drive, Suite 270 Pasadena, California 91107 Telephone: (323) 208-9171 Facsimile: (323) 693-0822 Attorneys for Plaintiff Maggie Chong	FILED Superior Court of California County of Alameda 03/11/2025 Chad Flake Executive Other / Clerk of the Court By: Deputy A Turn on one		
13	SUPERIOR COURT OF THE STATE OF CALIFORNIA			
14	FOR THE COUNTY OF ALAMEDA			
15 15 16 17 18 19 20 21 22 23 24 25 26 27 28	MAGGIE CHONG, an individual, individually, on behalf of the general public, and all others similarly situated, Plaintiff, vs. JINGLEBELLS LLC, a California company; JINGLE BELLS ENTERPRISES, LLC, a California company; JINGLEBELLS HOLDING LLC, a California company; and DOES 1 through 100, inclusive, Defendants.	Case No. RG21100705 Assigned to the Hon. Michael Markman FROPOSED ORDER GRANTING MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION AND PAGA SETTLEMENT Date: January 21, 2025 Time: 10:00 a.m. Place: Department 23 Complaint Filed: June 2, 2021 Trial Date: None Set		
	ORDER GRANTING PRELIMINARY APPROV	AL OF CLASS ACTION AND PAGA SETTLEMENT		

1	ORDER		
2	On January 21, 2025, this Court conducted a hearing on Plaintiff's Motion for Preliminary		
3	Approval of the Class Action Settlement (the "Motion"). Having considered the Motion and the points		
4	and authorities submitted in support of the Motion, including the Class Action and PAGA Settlement		
5	Agreement ("Settlement Agreement" or "Settlement"), and GOOD CAUSE appearing, IT IS		
6	HEREBY ORDERED that the Motion is GRANTED, subject to 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 employed by Defendants in California and classified as non-exempt		
12	employees during the period from June 2, 2017, through April 28, 2024.		
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 she was able to reasonably evaluate her position and the strengths and weaknesses of her claims and		
20	her 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 Gross 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		
	Page 2		
	ORDER GRANTING PRELIMINARY APPROVAL OF CLASS ACTION AND PAGA SETTLEMENT		
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11 due process. 12 10. The Court appoints Plaintiff Maggie Chong as the representative for the Settlement 13 Class 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: 19 Date Event 19 February 11, 2025 (or not later than 21 calendar Last day for Defendants to produce the Class Data in the Settlement Agreement, if later) 11 February 25, 2025 (or not later than 14 calendar Last day for the Settlement Administrator to mail Class Notices to all Class Members. 121 February 25, 2025 (or not later than 45 calendar days after the Settlement Administrator mails the Class Last day for Class Members to submit Requests for Exclusion or Written Objections to the Settlement. 123 April 11, 2025 (or not later than 45 calendar days after the Settlement Administrator mails the Class Last day for Plaintiff to file and serve the: (1) Motion for Final Approval of Class Action Settlement and (2) Motion for Attorneys' Fees, Costs, an					
3 Class Action Settlement. 4 8. The Court approves, as to form and content, the proposed Notice of Class Action 5 Settlement ("Class Notice"). 6 9. The Court directs the mailing, by First-Class U.S. mail, of the Class Notices 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 0. The Court appoints Plaintiff Maggie Chong as the representative for the Settlement 12 10. The Court appoints Capstone Law APC as Class Counsel. The Court finds that counsel 13 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 The following dates shall govern for purposes of this Settlement: 19 Date Event 10 February 11, 2025 (or not later than 12 calendar Last day for D	1	they may have against Defendants, or they may object to the Settlement and appear before this Court.			
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1	Data	Event	
1 2	Date June 18 , 2025 at 10:00 a.m. GÎ	Hearing on the: (1) Motion for Final Approval of Class Action Settlement and (2) Motion for	
3		Attorneys' Fees, Costs, and a Class Representative Enhancement Payment.	
4	14 The Court every solutions	as the visht to continue or adjourn the final conversal bearing	
5 6	14. The Court expressly reserves the right to continue or adjourn the final approval hearing without further notice to the Class Members.		
7	without further notice to the Class Members.		
8	IT IS SO ORDERED.		
9	Dated: 03/11/2025	Malal Madaman	
0		Hon. Michael Markman Alameda County Superior Court Judge	
1		Michael Markman / Judge	
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		Page 4	
	ORDER GRANTING PRELIMINARY	APPROVAL OF CLASS ACTION AND PAGA SETTLEMENT	

SUPERIOR COURT OF CALIFORNIA COUNTY OF ALAMEDA	Reserved for Clerk's File Stamp
COURTHOUSE ADDRESS: Rene C. Davidson Courthouse 1225 Fallon Street, Oakland, CA 94612	FILED Superior Court of California County of Alameda 03/13/2025
PLAINTIFF/PETITIONER: Maggie Chong DEFENDANT/RESPONDENT: Jinglebells LLC et al	Chad Finky, Executive Officer / Clenk of the Court By: Deputy A Turnion on O
CERTIFICATE OF ELECTRONIC SERVICE CODE OF CIVIL PROCEDURE 1010.6	CASE NUMBER: RG21100705

I, the below named Executive Officer/Clerk of Court of the above-entitled court, do hereby certify that I am not a party to the cause herein, and that on this date I served one copy of the Order [PROPOSED] ORDER GRANTING MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION AND PAGA SETTLEMENT entered herein upon each party or counsel of record in the above entitled action, by electronically serving the document(s) from my place of business, in accordance with standard court practices.

Bevin Elaine Pike Capstone Law APC Bevin.Pike@capstonelawyers.com

Chad Finke, Executive Officer / Clerk of the Court

Dated: 03/13/2025

By:

The tig Throws

A. Tumonong, Deputy Clerk

CERTIFICATE OF ELECTRONIC SERVICE CODE OF CIVIL PROCEDURE 1010.6

SUPERIOR COURT OF CALIFORNIA COUNTY OF ALAMEDA	Reserved for Clerk's File Stamp	
COURTHOUSE ADDRESS: Rene C. Davidson Courthouse 1225 Fallon Street, Oakland, CA 94612	FILED Superior Court of California County of Alameda 03/13/2025	
PLAINTIFF/PETITIONER: Maggie Chong DEFENDANT/RESPONDENT: Jinglebells LLC et al	Chad Flinky Executive Officer / Clerk of the Court By: By: Deputy A Turn on ong	
CERTIFICATE OF MAILING	CASE NUMBER: RG21100705	

I, the below-named Executive Officer/Clerk of the above-entitled court, do hereby certify that I am not a party to the cause herein, and that on this date I served the attached document upon each party or counsel named below by placing the document for collection and mailing so as to cause it to be deposited in the United States mail at the courthouse in Oakland, California, one copy of the original filed/entered herein in a separate sealed envelope to each address as shown below with the postage thereon fully prepaid, in accordance with standard court practices.

Brian D. Martin Atkinson, Andelson, Loya, Ruud & Romo 4275 Executive Square, Suite 700 La Jolla, CA 92037-1477 Kyle Todd Kyle Todd P.C. 611 Whileshire Blvd Ste 315 Los Angeles, CA 90017-

Chad Finke, Executive Officer / Clerk of the Court

By:

The tig Thomas .

A. Tumonong, Deputy Clerk

Dated: 03/13/2025