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FILED
ALAMEDA COUNTY

SEP 21 2023

CLERK OF THE SUPERIOR COURT

By _____ Deputy

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF ALAMEDA**

LILIA RODRIGUEZ, individually and on
behalf of others similarly situated,

Plaintiff,

vs.

PERSONNEL STAFFING GROUP, LLC;
STAFFING SOLUTIONS, INC. d/b/a
BALANCE STAFFING; and DOES 1
through 100, inclusive,

Defendants.

Case No. RG17846171

**[PROPOSED] ORDER GRANTING FINAL
APPROVAL OF CLASS ACTION
SETTLEMENT**

Reservation ID: A-17846171-001

Date: September 21, 2023

Time: 3:30 p.m.

Dept.: 17

Judge: The Hon. Frank Roesch

1 This matter came on regularly for hearing on September 21, 2023, in Department 17 of the
2 above-entitled Court on: (1) Plaintiff’s Motion for Final Approval of Class Action Settlement; (2)
3 Plaintiff’s Motion for Attorneys’ Fees and Costs and Class Representative Service Award. Having
4 fully reviewed and considered the moving papers, and the Joint Stipulation for Class Action
5 Settlement and Release (the “Settlement”) between Plaintiff LILIA RODRIGUEZ (“Plaintiff”) and
6 Defendants PERSONNEL STAFFING GROUP, LLC and STAFFING SOLUTIONS, INC. d/b/a
7 BALANCE STAFFING (“Defendants”), and good cause appearing, **IT IS HEREBY ORDERED**
8 that the Motion for Final Approval of Class Action Settlement and the Motion for Attorneys’ Fees
9 and Costs and Class Representative Service Awards are **GRANTED** as follows:

10
11 1. This Order incorporates by reference the definitions in the Joint Stipulation re Class
12 Action Settlement and Release (“Settlement”), which sets forth the terms and conditions for this
13 class action settlement, and all terms defined therein shall have the same meaning in this Order as
14 set forth in the Settlement. A copy of the Settlement was attached as Exhibit 1 to the Declaration of
15 Michael H. Kim, filed in support of Plaintiff’s Motion for Final Approval and is made a part of this
16 Order.

17 2. The Court has jurisdiction over the subject matter of this proceeding and over all
18 Parties to this proceeding, including all Class Members.

19 3. The Court hereby GRANTS final approval of the Settlement upon the terms and
20 conditions set forth in the Settlement finding them to be fair, reasonable, and adequate. The Court
21 finds the Gross Settlement Amount of \$250,000, which Defendants must deposit into a settlement
22 fund to be established by the Settlement Administrator within ten (10) days after the Effective Date,
23 to be fair, reasonable, and adequate.

24 4. For settlement purposes only, the Court finds that the requirements for certification
25 under section 382 of the California Code of Civil Procedure and other laws applicable to settlement
26 approval of class actions have been satisfied, and the Court hereby certifies, for settlement purposes
27 only, the following Class: “All temporary staffing employees hired or employed by Defendants to
28

1 work at AEG-managed facilities, the Oakland Coliseum and the Oracle Arena, in California from
2 January 17, 2014 through May 4, 2023 (the date of preliminary approval).”

3 5. The Court has determined that the Notice Packet, referenced in the Declaration of
4 Kaylie O’Connor of CPT Group, Inc., fully and accurately informed all Class Members of the
5 material elements of the Settlement, constituted the best notice practicable under the circumstances,
6 and constituted valid, due, and sufficient notice to all Class Members.

7 6. Because no objections were filed to the Settlement, the Effective Date of this
8 Settlement shall be the date upon which the Court grants final approval of the Settlement.

9 7. The Court now directs the Parties to effectuate the Settlement according to its terms
10 and declares the Settlement to be binding on all Participating Class Members.

11 8. The Court hereby confirms the appointment of Plaintiff Lilia Rodriguez as Class
12 Representative.

13 9. The Court hereby awards a service payment of \$5,000 to Plaintiff Lilia Rodriguez.
14 The Court finds that this amount to be fair and reasonable in light of her contributions and services
15 to this litigation.

16 10. The Court hereby confirms the appointment of Michael H. Kim of Michael H. Kim,
17 P.C. as Class Counsel.

18 11. The Court hereby awards \$62,500 in attorneys’ fees and \$60,000 in costs to Class
19 Counsel, as final payment for and complete satisfaction of any and all attorneys’ fees and costs
20 incurred by and/or owed to Class Counsel. The Court finds that Class Counsel’s request for
21 attorneys’ fees and costs falls within the range of reasonableness and that the results achieved
22 justify the award. The payment of fees and costs to Class Counsel shall be made in accordance
23 with the terms of the Settlement.

24 12. The Court further approves the payment of \$21,000.00 to CPT Group, Inc. for the
25 fees and costs of administering the Settlement. The payment authorized by this paragraph shall be
26 made in accordance with the terms of the Settlement.

1 13. All Participating Class Members will be deemed to have released the Released
2 Parties from the Released Claims, as set forth in the Settlement. Class Members who did not object
3 to the Settlement as of the time of the Final Approval Hearing are barred from prosecuting or
4 pursuing any objection to the Settlement or appeal of this Order Granting Final Approval of Class
5 Action Settlement.

6 14. By signing and filing this Order, the Court decrees that the Participating Class
7 Members shall be conclusively deemed to have released and forever discharged the Released
8 Parties from all Released Claims. This release bars Participating Class Members from asserting any
9 of the Released Claims in any action or proceeding against any of the Released Parties.

10 15. The Parties shall bear their own attorneys' fees and costs, except as provided for in
11 the Settlement.

12 16. Within 10 days of this Order, the Settlement Administrator shall give notice of this
13 Order and Judgment to Settlement Class Members pursuant to California Rules of Court, Rule
14 3.771(b) by positing a copy of said order and final judgment on the website.

15 17. Without affecting the finality of this Order in any way, the Court retains jurisdiction
16 under California Rule of Court 3.769(h) of all matters relating to the administration, interpretation,
17 implementation, effectuation and enforcement of the Settlement.

18 18. The administrator's final accounting/ disbursement report shall be filed with the
19 Court by July 10, 2024.

20 19. The Court sets a final compliance hearing on JULY 25, 2024 at 3:30 pm
21 in Department 17 regarding the status of the final distribution and accounting of the settlement
22 funds.

23 **IT IS SO ORDERED.**

24
25 DATED: 9/21/23

26 
27 JUDGE OF THE SUPERIOR COURT
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