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Superior Court of California
County of Los Angeles

10/13/2021

Sherri R. Carter, Executive Officer / Clerk of Court

By: S. Chung Deputy

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

JOSHUA MENDOZA, RANDY WILLIAMS,
and OMAR RIVAS, individually, on behalf of
other members of the general public similarly
situated, and on behalf of aggrieved employees
pursuant to the Private Attorneys General Act
of 2004 ("PAGA");

Plaintiffs,

v.

SAVAGE SERVICES CORPORATION, a
Utah corporation; and DOES 1 through 100,
inclusive;

Defendants.

Lead Case No.: 18STCV04798
Consolidated Case Nos.: 19STCV14317 and
19STCV03876

Honorable Daniel J. Buckley
Department 1

CLASS ACTION

**~~PROPOSED~~ ORDER GRANTING
PLAINTIFFS' MOTION FOR PRELIMINARY
APPROVAL OF CLASS ACTION
SETTLEMENT, CONDITIONAL
CERTIFICATION, APPROVAL OF CLASS
NOTICE, SETTING OF FINAL APPROVAL
HEARING DATE**

Hearing Date: October 13, 2021
Hearing Time: 10:30 a.m.
Hearing Place: Department 1

Complaint Filed: November 13, 2018
FAC Filed: June 17, 2019
Jury Trial: None Set

1 **TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

2 The Motion for Preliminary Approval of Class Action Settlement came before this Court, the
3 Honorable Daniel J. Buckley presiding, on September 29, 2021. The Court having considered the papers
4 submitted in support of the Motion, HEREBY ORDERS THE FOLLOWING:

5 1. The following Class is conditionally certified for purposes of settlement only: all
6 individuals employed by Savage Services Corporation (“Defendant”) in California as hourly non-exempt
7 employees between November 13, 2014 and May 16, 2021 (“Class” and “Class Period”).

8 2. The Court grants preliminary approval of the settlement based upon the terms set forth in
9 the Joint Stipulation and Settlement Agreement (“Settlement Agreement,” “Settlement,” or
10 “Agreement”) attached hereto as **Exhibit 1**. Capitalized terms shall have the definitions set forth in the
11 Settlement Agreement.

12 3. The Settlement appears to be fair, adequate and reasonable to the Class. The Settlement
13 falls within the range of reasonableness and appears to be presumptively valid, subject only to any
14 objections that may be raised at the final approval hearing and final approval by this Court.

15 4. Plaintiffs Joshua Mendoza, Randy Williams, and Omar Rivas (“Plaintiffs”) are
16 conditionally approved as the Class Representatives for the Class.

17 5. The proposed Class Representative Incentive Payments in the amount of \$10,000 to each
18 Plaintiff for their services as Class Representatives are conditionally approved.

19 6. Douglas Han, Shunt Tatavos-Gharajeh, and Phillip Song of Justice Law Corporation and
20 Zorik Mooradian and Haik Hacopian of Mooradian Law, APC are conditionally approved as Class
21 Counsel for the Class.

22 7. The proposed payment of an Attorney Fee Award in an amount not to exceed \$437,000
23 and a Cost Award for actual litigation costs to Class Counsel in the amount not to exceed \$25,000 are
24 conditionally approved.

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1 8. A Final Approval hearing on the question of whether the Settlement Agreement, the
2 Attorney Fee Award, the Cost Award, and the Class Representative Incentive Payments should be finally
3 approved as fair, reasonable and adequate as to all Class Members who do not submit a valid and timely
4 request to exclude themselves from the Settlement (“Participating Class Members”) is scheduled on the
5 date and time set forth in Paragraph 15 below.

6 9. The Court confirms CPT Group, Inc. (“CPT Group”) as the Settlement Administrator.

7 10. The proposed payment of Administration Costs estimated not to exceed \$25,000 to CPT
8 Group for its services is conditionally approved.

9 11. The Court also hereby conditionally approves and orders payment from the Gross Fund
10 Value the Private Attorneys General Act of 2004 (“PAGA”) Payment of \$50,000, seventy-five percent
11 (75%) of which (\$37,500) will be paid to the California Labor and Workforce Development Agency
12 (“LWDA”) and twenty-five percent (25%) of which (\$12,500) shall be part of the Net Fund Value
13 distributed to the aggrieved employees eligible to recover the PAGA Payment that consist of all
14 individuals employed as non-exempt hourly workers by Defendant within the State of California from
15 October 4, 2017 through May 16, 2021 (“Eligible Aggrieved Employees” and “PAGA Timeframe”), on
16 a pro rata basis.

17 12. The Court approves, as to form and content, the Notice of Class Action Settlement (“Class
18 Notice”) as attached as **Exhibit A** to the Settlement Agreement. The Court also approves the procedure
19 for Class Members to participate in, to opt out of, and to object to the Settlement as set forth in the Class
20 Notice. The Court approves, as to the form and content, the Election Not To Participate or Opt-out Form
21 (“Exclusion Form”) the Class Members may use to opt out of the Settlement attached as **Exhibit B** to
22 the Settlement Agreement.

23 13. The Court directs the mailing of the Class Notice via first-class regular U.S. Mail to all
24 identified Class Members in accordance with the implementation schedule set forth in paragraph 15
25 below. The Court finds the dates selected for the mailing and distribution of the Class Notice, as set
26 forth in the Implementation Schedule, meet the requirements of due process and provide the best notice
27 practicable under the circumstances and shall constitute due and sufficient notice to all persons entitled
28 thereto.

14. To facilitate administration of the Settlement Agreement pending final approval, the Court hereby enjoins Plaintiffs and all Participating Class Members from filing or prosecuting any claims, suits or administrative proceedings (including, but not limited to, filing claims with the Division of Labor Standards Enforcement of the California Department of Industrial Relations) released by the Settlement Agreement (the Released Claims and the PAGA released claims) unless and until such Participating Class Members have filed valid requests for exclusion with the Settlement Administrator and the time for filing valid requests for exclusion with the Settlement Administrator has not elapsed.

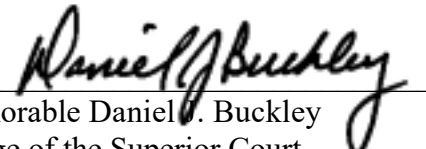
15. The Court orders the following **Implementation Schedule** for further proceedings:

a.	Deadline for Defendant to submit the Database to Settlement Administrator	Within twenty-one (21) calendar days after entry of Preliminary Approval Order
b.	Deadline for Settlement Administrator to mail the Class Notice to all identified Class Members	Within ten (10) business days after receipt of the Database from Defendant
c.	Deadline for Class Members to request for exclusion from Settlement or postmark objections to Settlement to the Settlement Administrator	Within sixty (60) calendar days after the initial mailing of the Class Notice
e.	Deadline for Class Counsel to file Motion for Final Approval of Settlement	Sixteen (16) Court days before Final Approval Hearing in conformity with Code of Civil Procedure § 1005
f.	Deadline for Class Counsel to file Motion for Attorney Fee Award, Cost Award, and Class Representative Incentive Payments	Sixteen (16) Court days before Final Approval Hearing in conformity with Code of Civil Procedure § 1005
g.	Final Approval Hearing and Final Approval	ON DECEMBER 13, 2021 at 10:00 a.m./p.m. in Department 1

IT IS SO ORDERED.

Dated: 10/13/2021



BY: 
Honorable Daniel J. Buckley
Judge of the Superior Court

Daniel J. Buckley / Judge