


FILED
SUPERIOR COURT
COUNTY OF SAN BERNARDINO
SAN BERNARDINO DISTRICT

FEB 04 2020

BY 
Jessica Morales DEPUTY

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF SAN BERNARDINO

ELIZABETH PARTIDA, an individual, on)
behalf of herself and all others similarly
situated,

Plaintiffs,

vs.

STATER BROS. MARKETS, A
corporation, and DOES 1-50, inclusive,

Defendants.

Case No.: CIVDS1828290

[Case Assigned for All Purposes to
Hon. David Cohn in Dept. S26]

~~[PROPOSED]~~ ORDER GRANTING
PLAINTIFF'S MOTION FOR
PRELIMINARY APPROVAL

Date: February 4, 2020
Time: 8:30 a.m.
Courtroom: S26

ORDER

The Court has before it the Motion for Preliminary Approval brought by Plaintiff Elizabeth Partida. After reviewing the Motion for Preliminary Approval and the Joint Stipulation of Class Action Settlement and Release ("Settlement Agreement") filed with the Court, and good cause appearing therefore, the Court hereby finds and orders as follows:

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

2. The Court conditionally certifies for settlement purposes only the following class: "All current and former hourly, non-exempt employees of Defendants who work of have worked at Defendant's Distribution Center located in San Bernardino, California, at any time from November 1, 2014 until the date of certification."

3. The Court finds, for purposes of settlement only, that the Class meets the requirements for certification under section 382 of the California Code of Civil Procedure in that: (1) the Class is so numerous that joinder is impracticable; (2) there are questions of law and fact that are common, or of general interest, to all Settlement Class Members, which predominate over individual issues; (3) the Named Plaintiff's claims are typical of the claims of the Class; (4) the Named Plaintiff and Plaintiff's counsel will fairly and adequately protect the interests of the Class; and (5) a class action is superior to other available methods for the fair and efficient adjudication of the controversy.

4. The Court appoints for settlement purposes only, Named Plaintiff Elizabeth Partida as class representative.

5. The Court appoints for settlement purposes only Koul Law Firm as Class Counsel.

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

7. The parties are ordered to carry out the settlement according to the terms of the Settlement Agreement.

8. The Court orders the following implementation schedule:

1 a. Deadline to mail notices to Class Members: 4-8, 2020.

2 b. Deadline for serving and filing Motion for Final Approval:

3 per CCP, 2020.

4 c. Final Approval Hearing: 8/3, 2020 at 9:30 a.m./p.m..

5 9. The Court approves, as to the form and content the Notice of Proposed Settlement
6 of Class Action ("Class Notice") and Request for Exclusion form, attached as Exhibits 1
7 and 2, respectively, to the Settlement Agreement, which informs the members of the
8 Class of the terms of the proposed Settlement, the preliminary approval of the Settlement,
9 and the scheduling of the Final Approval Hearing. The Court finds that the dates selected
10 for the mailing and distribution of the Class Notice meet the requirements of due process,
11 provide the best notice practicable under the circumstances, and shall constitute due and
12 sufficient notice to all persons entitled thereto.

13
14 10. The Class Notice is hereby found to be the best means practicable of providing
15 notice under the circumstances, and, when completed, shall constitute due and sufficient
16 notice of the class action, proposed settlement, and the final approval hearing to all
17 persons affected by and/or authorized to participate in the settlement, in full compliance
18 with due process and the notice requirements of California Code of Civil Procedure §
19 877.6.

20 IT IS SO ORDERED.

21
22 Dated: 2-4-20

DAVID COHN

23
24 JUDGE OF THE SUPERIOR COURT
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