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FILED
Superior Court of California
County of Los Angeles

JAN 11 2023

David W. Slayton, Executive Officer/Clerk of Court
By: K. Mason, Deputy

8 Attorneys for Plaintiff DENNIS HERRERA

9 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
10 **COUNTY OF LOS ANGELES**
11

12 DENNIS HERRERA, on behalf of
13 himself, the State of California, and others
similarly situated and aggrieved,

14 Plaintiff,

15 v.

16 SIGNATURE FLIGHT SUPPORT LLC, a
17 Delaware limited liability company; and
18 DOES 1-100, inclusive,
19

20 Defendants.
21

Case No.: 22STCV18367

Assigned for All Purposes to:
Hon. Robert B. Broadbelt
Dept. 53

~~PROPOSED~~ ORDER GRANTING MOTION
FOR PRELIMINARY APPROVAL OF CLASS
ACTION SETTLEMENT

Date: January 4, 2024
Time: 10:00 a.m.
Dept.: 53

Reservation No.: 551321600195

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1 The Court, having read the papers filed regarding Plaintiff's unopposed Motion for
2 Preliminary Approval of Class Action Settlement, and having heard argument regarding the
3 Motion, hereby finds and ORDERS as follows:

4 1. The Class Action and PAGA Settlement Agreement ("Settlement Agreement")
5 attached as Exhibit 1 to the Declaration of Sepideh Ardestani in support of Plaintiff's unopposed
6 Motion for Preliminary Approval of Class Action Settlement, filed on or about July 17, 2023, is
7 within the range of possible recovery and, subject to further consideration at the Final Approval
8 Hearing described below, is preliminarily approved as fair, reasonable, and adequate;

9 2 For purposes of settlement only, the Court provisionally and conditionally certifies
10 the following class: "all non-exempt individuals who are or previously were employed by
11 Defendant Signature Flight Support LLC ("SFS") in California during the Class Period of March
12 16, 2018 through the date of this Order."

13 3. The Court finds the Settlement Class, consisting of approximately 1,081 members,
14 is so numerous that joinder of all members is impracticable, and that the Settlement Class is
15 ascertainable by reference to the business records of defendant Pratt.

16 4. The Court finds further there are questions of law and fact common to the entire
17 Settlement Class, which common questions predominate over any individualized questions of law
18 or fact. These common questions include, without limitation: (1) whether SFS paid Settlement
19 Class Members for all wages due, (2) whether SFS provided Settlement Class Members with all
20 required meal and rest periods, and/or paid proper premium wages for any missed, late, or
21 interrupted meal or rest periods; (3) whether SFS provided Settlement Class Members with proper
22 itemized wage statements, and (4) whether SFS paid the Settlement Class Members all wages due
23 on separation of employment.

24 5. The Court finds further the claims of named Plaintiff Dennis Herrera are typical of
25 the claims of the Settlement Class, and that he will fairly and adequately protect the interests of the
26 Settlement Class. Accordingly, the Court appoints Dennis Herrera as the Class Representative,
27 and appoints his counsel of record Zachary M. Crosner, Jamie K. Serb, and Sepideh Ardestani,
28 and Crosner Legal, P.C., as Class Counsel.

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1 6. The Court finds further that certification of the Settlement Class is superior to other
2 available means for the fair and efficient adjudication of the controversy.

3 7. The Court finds further that, in the present case, the proposed method of providing
4 notice of the Settlement to the Settlement Class via First Class U.S. Mail to each Settlement Class
5 Member's last known address, is reasonably calculated to notify the Settlement Class Members of
6 the proposed Settlement and provides the best notice possible under the circumstances. The Court
7 also finds the Notice of Class Action Settlement form is sufficient to inform the Settlement Class
8 Members of the terms of the Settlement and their rights thereunder, including the right to object to
9 the Settlement or any part thereof and the procedure for doing so, their right to exclude themselves
10 from the Settlement and the procedure for doing so, their right to obtain a portion of the
11 Settlement proceeds, and the date, time and location of the Final Approval Hearing. The proposed
12 Notice of Class Action Settlement (Exhibit A to the Settlement Agreement) and the procedure for
13 providing Notice set forth in the Settlement Agreement, are approved by the Court.

14 8. Under the terms of the Settlement Agreement, the Court approves the Parties'
15 selection of CPT Group, Inc. as the Settlement Administrator. The Settlement Administrator is
16 ordered to mail the Class Notice to the Settlement Class Members via First-Class U.S. Mail as
17 specified in the Settlement Agreement, and to otherwise carry out all other duties set forth in the
18 Settlement Agreement. The Parties are ordered to carry out and comply with all terms of this
19 Order and the Settlement Agreement, and particularly with respect to providing the Settlement
20 Administrator all information necessary to perform its duties under the Settlement Agreement.

21 9. Any member of the Settlement Class who wishes to comment on or object to the
22 Settlement or any term thereof, including any proposed award of attorney's fees and costs to Class
23 Counsel or any proposed representative enhancement to the Class Representative, shall have sixty
24 (60) days from the mailing of the Class Notice to submit his or her comments and/or objection to
25 the Settlement Administrator, as set forth in the Settlement Agreement and Class Notice.

26 10. A Final Approval Hearing is hereby set for May ³⁰~~27~~, 2024, at 10:00 a.m., in
27 Department 53 of the Los Angeles County Superior Court, to consider any objections to the class
28 portion of the Settlement, determine if the proposed class portion of the Settlement should be

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1 found fair, adequate and reasonable and given full and final approval by the Court, and to
2 determine the amount of attorney's fees and costs awarded to Class Counsel, the amount of any
3 representative enhancement award to the Class Representative, and to approve the fees and costs
4 payable to the Settlement Administrator. At that time, the Court shall also review and determine
5 approval of the proposed PAGA portion of the Settlement. All legal memoranda, affidavits,
6 declarations, or other evidence in support of the request for final approval, approval of the
7 proposed PAGA settlement, the award of attorney's fees and costs to Class Counsel, the
8 enhancement award to the Class Representative, and the fees and costs of the Settlement
9 Administrator, shall be filed no later than sixteen (16) court days prior to the Final Approval
10 Hearing. The Court reserves the right to continue the Final Approval Hearing without further
11 notice to the Settlement Class Members.

12 11. Provided he or she has not submitted a timely and valid Request for Exclusion, any
13 Settlement Class Member may appear, personally or through his or her own counsel, and be heard
14 at the Final Approval Hearing regardless of whether he or she has submitted a written objection.

15 *12. The court orders Plaintiff to give notice of this order.*

16
17 Dated: JAN 11 2024



ROBERT B. BROADBELT III
Judge of the Superior Court

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