

Electronically Received 12/02/2021 01:03 PM

FILED
Superior Court of California
County of Los Angeles

12/03/2021

Sherri R. Carter, Executive Officer / Clerk of Court

By: B. Guerrero Deputy

1 **SANI LAW, APC**
2 Sam Sani (SBN 273993)
3 15720 Ventura Blvd., Suite 405
4 Encino, CA 91436
5 Telephone: (310) 935-0405
6 Facsimile: (310) 935-0409
7 ssani@sanilawfirm.com

8 **HAINES LAW GROUP, APC**
9 Paul K. Haines (SBN 248226)
10 2155 Campus Drive, Suite 180
11 El Segundo, California 90245
12 Telephone: (424) 292-2350
13 Facsimile: (424) 292-2355
14 phaines@haineslawgroup.com

15 Attorneys for Plaintiff
16 LEROY YOUNG

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

19 LEROY YOUNG, an individual, on behalf of
20 himself and all others similarly situated,
21 Plaintiff,

22 vs.

23 SADLER HEALTHCARE, INC.; and DOES 1
24 through 100,
25 Defendants.

CASE NO.: 19STCV31997

*[Assigned for all purposes to Honorable
Judge Kenneth R. Freeman – Dept. 14]*

**~~PROPOSED~~ ORDER GRANTING
PRELIMINARY APPROVAL OF
CLASS ACTION SETTLEMENT**

~~PROPOSED~~ ORDER

The Motion of Plaintiff Leroy Young (hereinafter “Plaintiff”) for Preliminary Approval of Class Action Settlement came regularly for hearing before this Court on December 2, 2021, at 10:00 a.m. The Court, having considered the revised Stipulation of Settlement (“Settlement Agreement” or “Settlement”) and Class Notice filed as Exhibits C and E, respectively, to Plaintiff’s Supplemental Briefing in support of Preliminary Approval of Class Action Settlement (“Supplemental Briefing”); having considered Plaintiff’s Motion for Preliminary Approval of Class Action Settlement, memorandum of points and authorities in support thereof, supporting declarations filed therewith, the Supplemental Briefing and exhibits thereto; and good cause appearing, **HEREBY ORDERS THE FOLLOWING:**

1. The Court GRANTS preliminary approval of the class action settlement as set forth in the Settlement and finds its terms to be within the range of reasonableness of a settlement that ultimately could be granted approval by the Court at a Final Fairness Hearing. For purposes of the Settlement, the Court finds that the proposed Settlement Class is ascertainable and that there is a sufficiently well-defined community of interest among the members of the Settlement Class in questions of law and fact. Therefore, for settlement purposes only, the Court grants conditional certification of the following Settlement Class:

All current and former non-exempt employees of Defendant Sadler Healthcare, Inc. in California who performed work during the period from September 10, 2015 through February 15, 2021 (“Class Period”) and who have not already released any and all claims they may have possessed against Defendant.

2. For purposes of the Settlement, the Court designates named Plaintiff Leroy Young as Class Representative, and designates Paul K. Haines of Haines Law Group, APC, and Sam Sani of Sani Law, APC as Class Counsel.

3. The Court designates Phoenix Class Action Administration Solutions as the third-party Claims Administrator for mailing notices.

4. The Court approves, as to form and content, the Notice Packet (comprised of the Class Notice and Notice of Settlement Award) filed by Plaintiff.

1 5. The Court finds that the form of notice to the Settlement Class regarding the
2 pendency of the action and of the Settlement, and the methods of giving notice to members of the
3 Settlement Class, constitute the best notice practicable under the circumstances, and constitute
4 valid, due, and sufficient notice to all members of the Settlement Class. The form and method of
5 giving notice complies fully with the requirements of California Code of Civil Procedure § 382,
6 California Civil Code § 1781, California Rules of Court 3.766 and 3.769, the California and United
7 States Constitutions, and other applicable law.

8 6. The Court further approves the procedures for Settlement Class members to opt out
9 of or object to the Settlement, as set forth in the Class Notice and the Settlement.

10 7. The procedures and requirements for filing objections in connection with the Final
11 Fairness Hearing are intended to ensure the efficient administration of justice and the orderly
12 presentation of any Settlement Class Member's objection to the Settlement, in accordance with the
13 due process rights of all Settlement Class Members.

14 8. The Court directs the Claims Administrator to mail the Class Notice to the members
15 of the Settlement Class in accordance with the terms of the Settlement.

16 9. The Class Notice shall provide at least 60 calendar days' notice for members of the
17 Settlement Class to submit disputes, opt out of, or object to the Settlement.

18 10. The Final Fairness Hearing on the question of whether the Settlement should be
19 finally approved as fair, reasonable, and adequate is scheduled in Department 14 of this Court,
20 located at 312 North Spring Street, Los Angeles, CA 90012, on **May 24, 2022 at 11:00 a.m.**

21 11. At the Final Fairness Hearing, the Court will consider: (a) whether the Settlement
22 should be approved as fair, reasonable, and adequate for the Settlement Class; (b) whether a
23 judgment granting final approval of the Settlement should be entered; and (c) whether Plaintiff's
24 application for an enhancement payment, claims administration costs, Labor and Workforce
25 Development Agency's ("LWDA") share of PAGA penalties, and Class Counsel's attorneys' fees
26 and costs should be granted.

27 12. Counsel for the parties shall file memoranda, declarations, or other statements and
28 materials in support of their request for final approval of Plaintiff's application for an enhancement

1 payment, claims administration costs, LWDA's share of PAGA penalties, and Class Counsel's
2 attorneys' fees and costs no later than **April 25, 2022**.

3 13. An implementation schedule is below:

Event	Date
Defendant to provide class contact information to Claims Administrator no later than:	Within 10 calendar days after entry of Order granting preliminary approval of class actions settlement
Claims Administrator to mail the Class Notice to the Settlement Class no later than:	Within 7 calendar days from Claims Administrator's receipt of class contact information from Defendant
Deadline for Class Members to submit disputes, request exclusion from, or object to the Settlement:	Within 60 calendar days of the date of the Claims Administrator's initial mailing of the Class Notice to Settlement Class
Final Fairness Hearing:	May 24, 2022 at 11:00 a.m.

19 14. Pending the Final Fairness Hearing, all proceedings in this action, other than
20 proceedings necessary to carry out or enforce the terms and conditions of the Settlement and this
21 Order, are stayed.

1 15. Counsels for the parties are hereby authorized to utilize all reasonable procedures
2 in connection with the administration of the Settlement that are not materially inconsistent with
3 either this Order or the terms of the Settlement.

4 **IT IS SO ORDERED.**



Kenneth R. Freeman

6 Dated: _____, 2021

Kenneth R. Freeman / Judge

Honorable Kenneth R. Freeman
Judge of the Superior Court