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FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF ORANGE
CENTRAL JUSTICE CENTER

SEP 10 2019

DAVID H. YAMASAKI, Clerk of the Court

BY: CEH, DEPUTY

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Attorneys for Plaintiff SILVIA DOMINGUEZ, as an individual and on behalf of all similarly situated employees,

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF ORANGE – CIVIL COMPLEX CENTER**

SILVIA DOMINGUEZ, as an individual and on behalf of all employees similarly situated,

Plaintiff,

v.

ABSOLUTE SCREENPRINT, INC; and
DOES 1 through 50, inclusive,

Defendant.

Case No.: 30-2017-00897474-CU-OE-CXC

**THIRD AMENDED [REDACTED]
ORDER GRANTING FINAL
APPROVAL OF CLASS ACTION
SETTLEMENT, AWARDED
ATTORNEY'S FEES, COSTS AND
ENHANCEMENT AWARD**

Assigned for All Purposes to the Honorable
Judge William Claster; Dept. CX 104

Complaint Filed: January 10, 2017
Trial Date: None Yet Set

- 1 • Brandin M. Mora
- 2 • Minh Khai Thi Nguyen
- 3 • Maria De Jesus Ortiz
- 4 • Jose Eduardo Villalobos

5 4. The Class Period is January 10, 2013, through March 31, 2018. The class will
6 share in a Settlement Amount of up to One Hundred Fifty Thousand Dollars and Zero Cents
7 (\$150,000.00) (the "Class Settlement Amount").

8 5. The proposed Class satisfies the requirements of a class because the members of
9 the Class are readily ascertainable, and a well-defined community of interest exists in the
10 questions of law and fact affecting the Parties.

11 6. Named Plaintiff, SILVIA DOMINGUEZ, is appointed as Class Representative.
12 Kevin Mahoney and Edward Kim of Mahoney Law Group, APC are appointed as Class Counsel.

13 7. Phoenix Settlement Administrators is appointed to act as the Settlement
14 Administrator, pursuant to the terms set forth in the Settlement Agreement. The Settlement
15 Administrator is ordered to carry out the Settlement distribution according to the terms of the
16 Settlement Agreement and in conformity with this Order.

17 8. The Court awards attorney's fees to Class Counsel, Mahoney Law Group, APC,
18 in the amount of Thirty-Seven Thousand Five Hundred Dollars and Zero Cents (\$37,500.00).
19 The Court finds the attorney's fee award based on twenty-five percent (25%) of the total recovery
20 is justified in light of the quality of the result obtained, the quality and nature of the work
21 performed by class counsel, and a review of the billing records provided and the estimated
22 lodestar. In approving this amount and examining the billing records as a cross-check of the fees
23 sought, the Court does not approve the hourly billing rates proposed by class counsel.

24 9. The Court awards costs of litigation in the amount of Three Thousand, One
25 Hundred Twenty-Eight Dollars and Sixty-Two cents (\$3,128.62.) to Mahoney Law Group, APC.

26 10. The Court awards the administration costs in the amount not to exceed Nine
27 Thousand Five Hundred dollars (\$9,500.00) payable to Phoenix Settlement Administrators.

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1 11. The Court hereby awards to Class Representative SILVIA DOMINGUEZ, an
2 Enhancement Payment of Five Thousand Dollars (\$5,000.00). The Court finds Plaintiff has
3 undertaken significant risks and performed valuable services on behalf of the Settlement Class
4 and that this award would have a negligible impact on the claims of any of the Settlement Class
5 Members.

6 12. The Court hereby approves the allocation of two thousand dollars (\$2,000.00) for
7 the PAGA claims, of which one thousand five hundred dollars (\$1,500.00) will be paid to the
8 California Labor and Workforce Development Agency ("LWDA").

9 13. The remaining amount shall be the Net Settlement Amount ("NSA"), which will
10 be distributed in its entirety to Class Members who have not excluded themselves from the
11 Settlement based on the number of workweeks worked by the Class Member. The Settlement
12 Administrator shall issue payment according to the terms of the settlement.

13 14. The Court orders a settlement administrator declaration regarding final
14 distribution and compliance with the settlement be filed by February 28, ²⁰²⁰~~2019~~. Upon receiving NDC
15 the report, the Court will determine whether further reports and/or a hearing will be necessary.

16 15. Phoenix Settlement Administrators will post the signed Final Order & Judgement
17 to its website under the "Judgement" tab ([http://www.phoenixclassaction.com/class-action-](http://www.phoenixclassaction.com/class-action-lawsuits/judgements/)
18 [lawsuits/judgements/](http://www.phoenixclassaction.com/class-action-lawsuits/judgements/)).

19 16. Phoenix Settlement Administrators will also include verbiage on the check stub
20 sent to each Class Member informing them of where they can obtain a copy of the signed Final
21 Order & Judgement on the Phoenix Settlement Administrators website. The verbiage that will be
22 printed on the check stub will read, "To obtain a copy of the signed Final Order & Judgement,
23 please visit our website at: [http://www.phoenixclassaction.com/class-action-](http://www.phoenixclassaction.com/class-action-lawsuits/judgements/)
24 [lawsuits/judgements/](http://www.phoenixclassaction.com/class-action-lawsuits/judgements/). If you need any additional information relating to the Case, please contact
25 Phoenix Settlement Administrators at 1-800-523-5773."

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1 17. Accordingly, the Court orders all Parties and their counsel to cooperate in
2 fulfilling the terms of the Settlement Agreement herein consistent with this order, and this Court
3 shall retain jurisdiction to effectuate the terms of the settlement including the binding effect of
4 the releases set forth in the Settlement Agreement as to both the class representative and the
5 putative class herein.

6
7 **IT IS SO ORDERED.**

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9 DATED: 9-10-19

Will D. Claster
Honorable William Claster
Judge of the Superior Court

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PROOF OF SERVICE

Code of Civ. Proc. § 1013a, subd. (3)

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State of California. I am over the age of eighteen (18) and not a party to the within entitled action. My place of business is 249 East Ocean Boulevard, Suite 814, Long Beach, CA 90802.

On August 21, 2019, I served the foregoing document described as: **THIRD AMENDED [PROPOSED] ORDER GRANTING FINAL APPROVAL OF CLASS ACTION SETTLEMENT, AWARDED ATTORNEY'S FEES, COSTS AND ENHANCEMENT AWARD**, on the interested parties in this action, addressed as follows:

Nicole E. Wurscher
new@walravenlaw.com
Walraven & Westerfeld, LLP
20 Enterprise, Suite 310
Aliso Viejo, CA 92656
Telephone: 949-215-1990
Facsimile: 949-215-1999

*Attorneys for Defendant Absolute
Screenprint, INC*

By electronic service: Based on a court order, I caused the document(s) to be sent to the persons at the electronic service addresses listed above by transmission through ONE LEGAL.

State: I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on August 21, 2019, at Long Beach, California.

/s/ Denise Carias
Denise Carias