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FILED
 Superior Court of California
 County of Los Angeles

APR 19 2021

Sherri R. Garter, Executive Officer/Clerk
 By Stephanie Chung Deputy

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES—SPRING STREET COURTHOUSE

LARRY GREENWOOD, AYESHA
 WRIGHT, and DAMON STONE, individually,
 and on behalf of other members of the general
 public similarly situated; ADRIANA LUNA,
 individually, and on behalf of other members
 of the general public similarly situated and on
 behalf of other aggrieved employees pursuant
 to the California Private Attorneys General
 Act;

Plaintiffs,

vs.

SCAN HEALTH PLAN, a California
 corporation; and DOES 1 through 100,
 inclusive,

Defendants.

Case No.: BC715157

Honorable Daniel J. Buckley
 Department SSC1

CLASS ACTION

**[PROPOSED] FINAL APPROVAL
 ORDER AND JUDGMENT**

Date: April 19, 2021
 Time: 10:30 a.m.
 Department: SSC1

Complaint Filed: July 25, 2018
 FAC Filed: July 8, 2020
 Trial Date: None Set

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1 This matter has come before the Honorable Daniel J. Buckley in Department SSC1 of the
2 above-entitled Court, located at Spring Street Courthouse, 312 North Spring Street, Los Angeles,
3 California 90014, on Plaintiffs Larry Greenwood, Adriana Luna, Damon Stone, and Ayesha
4 Wright's (together, "Plaintiffs") Motion for Final Approval of Class Action Settlement, Attorneys'
5 Fees, Costs, and Service Awards ("Motion for Final Approval"). Lawyers for Justice, PC appeared
6 on behalf of Plaintiffs, and Fisher & Phillips LLP appeared on behalf of Defendant Scan Health
7 Plan ("Defendant").

8 On November 13, 2020, the Court entered the Order Granting Preliminary Approval of
9 Class Action Settlement ("Preliminary Approval Order"), thereby preliminarily approving the
10 settlement of the above-entitled action ("Action") in accordance with the Amended Class Action
11 and PAGA Settlement Agreement ("Settlement," "Agreement," or "Settlement Agreement"),
12 which, together with the exhibits annexed thereto, set forth the terms and conditions for settlement
13 of the Action.

14 Having reviewed the Settlement Agreement and duly considered the parties' papers and
15 oral argument, and good cause appearing,

16 **THE COURT HEREBY ORDERS, ADJUDGES, AND DECREES AS FOLLOWS:**

17 1. All terms used herein shall have the same meaning as defined in the Settlement
18 Agreement and the Preliminary Approval Order.

19 2. This Court has jurisdiction over the claims of the Class Members asserted in this
20 proceeding and over all parties to the Action.

21 3. The Court finds that the applicable requirements of California Code of Civil
22 Procedure section 382 and California Rule of Court 3.769, *et seq.* have been satisfied with respect
23 to the Class and the Settlement. The Court hereby makes final its earlier provisional certification
24 of the Class for settlement purposes, as set forth in the Preliminary Approval Order. The Class is
25 hereby defined to include:

26 All current and former hourly-paid or non-exempt individuals employed by
27 Defendant in the State of California, at any time during the period from July 25,
28 2014 through April 10, 2020 ("Class" or "Class Members").

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04/21/2021

1 4. The Notice of Class Action Settlement (“Notice”) that was provided to the Class
2 Members, fully and accurately informed the Class Members of all material elements of the
3 Settlement and of their opportunity to participate in, object to or comment thereon, or to seek
4 exclusion from, the Settlement; was the best notice practicable under the circumstances; was valid,
5 due, and sufficient notice to all Class Members; and complied fully with the laws of the State of
6 California, the United States Constitution, due process and other applicable law. The Notice fairly
7 and adequately described the Settlement and provided the Class Members with adequate
8 instructions and a variety of means to obtain additional information.

9 5. Pursuant to California law, the Court hereby grants final approval of the Settlement
10 and finds that it is reasonable and adequate, and in the best interests of the Class as a whole. More
11 specifically, the Court finds that the Settlement was reached following meaningful discovery and
12 investigation conducted by Lawyers *for* Justice, PC (“Class Counsel”); that the Settlement is the
13 result of serious, informed, adversarial, and arms-length negotiations between the parties; and that
14 the terms of the Settlement are in all respects fair, adequate, and reasonable. In so finding, the
15 Court has considered all of the evidence presented, including evidence regarding the strength of
16 Plaintiffs' claims; the risk, expense, and complexity of the claims presented; the likely duration of
17 further litigation; the amount offered in the Settlement; the extent of investigation and discovery
18 completed; and the experience and views of Class Counsel. The Court has further considered the
19 absence of objections to the Settlement submitted by Class Members. Accordingly, the Court
20 hereby directs that the Settlement be affected in accordance with the Settlement Agreement and
21 the following terms and conditions.

22 6. A full opportunity has been afforded to the Class Members to participate in the
23 Final Approval Hearing, and all Class Members and other persons wishing to be heard have been
24 heard. The Class Members also have had a full and fair opportunity to exclude themselves from
25 the Settlement. Accordingly, the Court determines that all Class Members who did not timely and
26 validly opt out of the Settlement (“Settlement Class Member”) are bound by this Final Approval
27 Order and Judgment.

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1 7. The Court finds that Class Members Japeth Conde-Saul, Barbara Harmon, Donna
2 Isham, Paul Kim, and Karen Ruberg, have timely and validly opted out of the Settlement and will
3 not be bound by this Final Approval Order and Judgment.

4 8. The Court finds that payment of Settlement Administration Expenses in the amount
5 of \$14,000.00 is appropriate for the services performed and costs incurred and to be incurred for
6 the notice and settlement administration process. It is hereby ordered that the Settlement
7 Administrator, Phoenix Settlement Administrators, shall issue payment to itself in the amount of
8 \$14,000.00, in accordance with the terms and methodology set forth in Settlement Agreement.

9 9. The Court finds that the Service Awards sought are fair and reasonable for the work
10 performed by Plaintiffs on behalf of the Class. It is hereby ordered that the Settlement
11 Administrator issue payments in the amount of \$10,000.00 each to Plaintiffs Larry Greenwood,
12 Adriana Luna, Damon Stone, and Ayesha Wright for their Service Awards, according to the terms
13 and methodology set forth in the Settlement Agreement.

14 10. The Court finds that the allocation of \$100,000.00 toward penalties under the
15 California Private Attorneys General Act of 2004 ("PAGA Payment"), is fair, reasonable, and
16 appropriate, and hereby approved. The Settlement Administrator shall distribute the PAGA
17 Payment as follows: the amount of \$75,000.00 to the California Labor and Workforce
18 Development Agency, and the amount of \$25,000.00 to be included in the Net Settlement Amount
19 for distribution to Settlement Class Members, according to the terms and methodology set forth in
20 the Settlement Agreement.

21 11. The Court finds that the request for attorneys' fees in the amount of \$945,000.00 to
22 Class Counsel falls within the range of reasonableness, and the results achieved justify the award
23 sought. The requested attorneys' fees to Class Counsel are fair, reasonable, and appropriate, and
24 are hereby approved. It is hereby ordered that the Settlement Administrator issue payment in the
25 amount of \$945,000.00 to Class Counsel for attorneys' fees, in accordance with the terms and
26 methodology set forth in the Settlement Agreement.

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1 12. The Court finds that reimbursement of litigation costs and expenses in the amount
2 of \$51,735.99 to Class Counsel is reasonable, and hereby approved. It is hereby ordered that the
3 Settlement Administrator issue payment in the amount of \$51,735.99 to Class Counsel for
4 reimbursement of litigation costs and expenses, in accordance with the terms and methodology set
5 forth in the Settlement Agreement.

6 13. The Court hereby enters Judgment by which Settlement Class Member shall be
7 conclusively determined to have given a release of any and all Released Claims against the
8 Released Parties, as set forth in the Settlement Agreement and Notice.

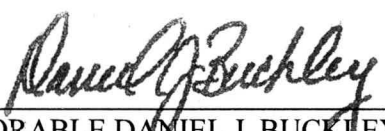
9 14. It is hereby ordered that Defendant shall deposit the Gross Settlement Amount into
10 an account established by the Settlement Administrator within fifteen (15) calendar days of the
11 Effective Date, in accordance with the terms and methodology set forth in the Settlement
12 Agreement.

13 15. It is hereby ordered that the Settlement Administrator shall distribute Individual
14 Settlement Payments to the Settlement Class Members within ten (10) calendar days after
15 Defendant funds the Gross Settlement Amount, according to the methodology and terms set forth
16 in the Settlement Agreement.

17 16. After entry of this Final Approval Order and Judgment, pursuant to California Rules
18 of Court, Rule 3.769(h), the Court shall retain jurisdiction to construe, interpret, implement, and
19 enforce the Settlement Agreement and this Final Approval Order and Judgment, to hear and
20 resolve any contested challenge to a claim for settlement benefits, and to supervise and adjudicate
21 any dispute arising from or in connection with the distribution of settlement benefits.

22 17. Notice of entry of this Final Approval Order and Judgment shall be given to the
23 Class Members by posting a copy of the Final Approval Order and Judgment on Phoenix
24 Settlement Administrators' website for a period of at least sixty (60) calendar days after the date
25 of entry of this Final Approval Order and Judgment. Individualized notice is not required.

26
27 Dated: April 19, 2021



HONORABLE DANIEL J. BUCKLEY
JUDGE OF THE SUPERIOR COURT