

1 SAMUEL T. REES (State Bar No. 58099)  
2 THOMAS P. BLEAU (State Bar No. 152945)  
3 MARTIN R. FOX (State Bar No. 155783)  
4 BLEAU FOX  
5 2801 West Empire Avenue  
6 Burbank, California 91504  
7 Telephone: (818) 748-3434  
8 Facsimile: (818) 748-3436

9 SHANNON LISS-RIORDAN (State Bar No. 310719)  
10 LICHTEN & LISS-RIORDAN, P.C.  
11 729 Boylston Street, Suite 2000  
12 Boston, MA 02116  
13 Telephone: (617) 994-5800  
14 Facsimile: (617) 994-5801  
15 sliss@llrlaw.com

16 Attorneys for Plaintiff  
17 and the Plaintiff Class

18 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
19 COUNTY OF ORANGE

20 RAYMOND STODDARD and  
21 SANTIAGO MEDINA etc.,

22 Plaintiffs,

23 vs.

24 EQUILON ENTERPRISES, LLC, et  
25 al.,

26 Defendants.

Case No. 30-2010-00395208-CU-0E-CXC

Hon. James J. Di Cesare  
Department C 16

CLASS ACTION

**NOTICE OF MARCH 19, 2021  
RULINGS**

Date: March 19, 2021

Time: 9:30 a.m.

Dept: C 16

Complaint Filed: August 2, 2010

Trial Date: None Set

27 TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

28 PLEASE TAKE NOTICE that on March 19, 2021, the Court adopted the  
attached tentative ruling as its order. Plaintiff Santiago Medina (“Medina”) is  
directed to submit a explanation of how the preliminary approval orders differ



# EXHIBIT A

## TENTATIVE RULINGS

**DEPT C-16****LAW and MOTION****Judge James J. Di Cesare**

THE FOLLOWING ARE THE LAW AND MOTION PROCEDURES / RULINGS FOR  
ORANGE COUNTY SUPERIOR COURT COMPLEX CIVIL PANEL (DEPT. C16)

THIS COURT FOLLOWS CRC 3.1308(a) (2) FOR TENTATIVE RULINGS

UNLESS OTHERWISE INDICATED, HEARINGS ARE FRIDAY 9:30 A.M. IN  
DEPARTMENT C16.

## OBTAINING THE TENTATIVE RULING:

TENTATIVE RULINGS MAY BE POSTED ON THE INTERNET AT 9:30 A.M. ON THE DAY  
OF THE SCHEDULED MOTION DAY OR PRIOR THERTO AND OR POSTED OUTSIDE OF  
THE COURTROOM PRIOR TO THE HEARING WHEN THE COURT OPENS FOR NON  
REMOTE HEARINGS.

These are the Court's tentative rulings. They may become orders if the parties do  
not appear at the hearing. The Court also might make a different order at the  
hearing. (*Lewis v. Fletcher Jones Motor Cars, Inc.* (2012) 205 Cal.App.4<sup>th</sup> 436, 442,  
fn. 1.)

If the parties agree to submit on the Court's tentative ruling, please call the Court  
Clerk to inform the court that all parties submit on the Court's tentative ruling. The  
tentative ruling will then become the order of the Court upon a party or parties  
informing the Court that all parties submit to the Court's tentative ruling.

APPEARANCES: "Unless otherwise ordered by the Court, all Unlimited and Complex  
proceedings will be conducted via telephonic appearance through CourtCall with  
each party/attorney having the option to appear by CourtCall video if the [Court], in  
[its] discretion, permits a video appearance instead of an audio appearance." Based  
on Orange County Superior Court Third Amended Administrative Order No. 2020/06,  
paragraph 12(c), the Court requests that the parties appear by way of CourtCall.  
If a party is unable to appear by way of CourtCall, please contact the Court Clerk.  
Please see, Civil Limited Unlimited & Complex Appearance Process at:

- Civil Covid-19;
- Civil Limited, Unlimited and Complex (Updated June 11, 2020); and
- Third Amended Administrative Order No. 20/06.

All appearances will be telephonic through CourtCall. Contact CourtCall at 888-882-6878 or [CourtCall](#). Requests for fee waivers may be submitted to [CivilSRL@occourts.org](mailto:CivilSRL@occourts.org) or the drop box outside the Central Justice Center courthouse

COURT REPORTERS: Official court reporters (i.e. court reporters employed by the Court) are NOT typically provided for law and motion matters in this department. If a party desires a record of a law and motion proceeding, it will be the party's responsibility to provide a court reporter. Parties must comply with the Court's policy on the use of privately retained court reporters which can be found at:

- [Civil Court Reporter Pooling](#); and
- For additional information, please see the court's website at [Court Reporter Interpreter Services](#) for additional information regarding the availability of court reporters.

PUBLIC ACCESS: The public may listen to remote court hearings at no cost by calling the public access number (657-231-1414) and entering the access code for this Department (insert access code assigned to Dept.) and PIN for this Department (insert PIN assigned to Dept. The PIN is the same number as the number for the access code.). The public will be able to listen, but not participate in the proceedings. The public access number and the access code for a particular unlimited civil courtroom can be obtained at:

- [Civil Limited, Unlimited and Complex \(Updated June 11, 2020\)](#).

## LAW & MOTION CALENDAR

**March 19, 2021**  
**9:30 A.M. C-16**

#	CASE NAME	MOTIONS
1.	Snyder vs Monarch Beach Resort 2018-01018695	<u>9:00 am</u> Final Accounting  Final accounting hearing continued to 05/14/21. At least 10 calendar days prior thereto, counsel and administrator shall submit declarations responsive hereto. In the order approving settlement, dated 08/03/20, Hon. Wilson ordered plaintiff to "submit a final report at least 5 court days prior to the final accounting including the actual amounts paid to aggrieved employees, the other amounts distributed under the settlement, and the amounts tendered to the Unclaimed Property Division." Review of the ROA reveals that the third-party administrator apparently tried to file something on 03/12/21, but that filing was

	<p>Equilon Enterprises, LLC30-2010-00395208</p>	<p>This is a putative class action involving alleged wage/hour violations. The file was previously in the inventory of Hon. Claster. On 09/16/20, and again on 09/24/20, he granted preliminary approval and provisional certification, ordering counsel to distribute Notice thereof to all class members. The best this Court can tell, that Notice never went out. Instead, during the administrative steps to disseminate Notice, the parties uncovered additional issues associated with the proposed settlement.</p> <p>This is a status conference, though technically more of a renewed motion for preliminary approval (not a true motion for reconsideration, as styled). The proposed changes to the settlement are reasonable innocuous and certainly no basis for overturning an otherwise approved settlement. The concern for this Court is that (1) the motion is not before Hon. Claster and (2) the proposed order accompanying the new papers are not consistent with the orders signed by Hon. Claster on 09/16/20 or 09/24/20.</p> <p>Hearing continued to 05/14/21. At least 15 calendar days prior thereto, counsel shall submit a proposed order approving the renewed application for preliminary approval based on the recent changed, but consistent with Hon. Claster’s prior orders. If a satisfactory proposed order is received, this Court may elect to enter that order without an additional hearing.</p> <p>MP give notice.</p>
-		
8.	<p>Gibson vs Evista Industries, Inc. 2019-01072684</p>	<p>Status Conference</p> <p>The Court will hear from the parties.</p>
-		
9.	<p>Hooper vs Vizio, Inc. 2020-01144007</p>	<p>Demurrer to Amended Complaint</p> <p>Off Calendar</p>
10.	<p>Fink vs Commercial Fire Protection, Inc. 2016-00858686</p>	<p><u>10:00</u></p> <p>-</p> <p>-</p> <p>-</p> <p>Final Accounting</p> <p>This is a continued class action Final Accounting Hearing. The salient points, extracted from the administrator’s declaration, appear to be as follows:</p>

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**PROOF OF SERVICE**

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action; my business address is 580 West Empire Avenue, Burbank, California 91504. My email address is info@bleaufox.com.

On March 22, 2021, I served the foregoing document(s) described as **NOTICE OF MARCH 19, 2021 RULINGS** on the interested parties to this action who are listed on the attached Service List by electronically serving those persons at the electronic addresses noted therein.

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

**FEDERAL:** I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct of my own personal knowledge, and that I am employed in the office of a member of the Bar of this Court at whose discretion this service was made.

Executed on March 22, 2021, at Burbank, California.

\_\_\_\_\_  
/s/Abigail Vargas  
Abigail Vargas

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**SERVICE LIST**

Raymond A. Cardozo, Esq.  
Reed Smith, LLP  
355 South Grand Avenue  
Suite 2900  
Los Angeles, CA 90071-3048  
[RCardozo@reedsmith.com](mailto:RCardozo@reedsmith.com)

Kerri N. Polizzi  
Attorney at Law  
Kring & Chung, LLP  
38 Corporate Park  
Irvine, CA 92606  
[kpolizzi@kringandchung.com](mailto:kpolizzi@kringandchung.com)