

Filed ✓ MAR 08 2021  
BRANDON E. RILEY, CLERK  
*Allison Little*

1 William L. Marder, Cal Bar No. 170131  
POLARIS LAW GROUP, LLP  
2 501 San Benito Street, Suite 200  
Hollister, California 95023  
3 Telephone: 831.531.4214  
Facsimile: 831.634.0333  
4 Email: bill@polarislawgroup.com

5 Dennis S. Hyun (State Bar No. 224240)  
HYUN LEGAL, APC  
6 515 S. Figueroa St., Suite 1250  
Los Angeles, CA 90071  
7 (213) 488-6555  
(213) 488-6554 facsimile  
8 Email: dhyun@hyunlegal.com

9 Attorneys for Plaintiff and the Class

10  
11 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
12 FOR THE COUNTY OF SAN JOAQUIN

13 BRITTANY TABORN, as an individual  
14 and on behalf of all others similarly  
situated,  
15  
16 Plaintiffs,  
17  
18 v.  
19 RINSE, INC., a Delaware corporation; and  
DOES 1 through 50, inclusive,  
20  
21 Defendants.

CASE NO. STK-CV-UOE-2019-8106  
~~PROPOSED~~ ORDER GRANTING  
PLAINTIFF'S MOTION FOR PRELIMINARY  
APPROVAL OF CLASS ACTION  
SETTLEMENT  
Date: TBD FEB 09 2021  
Time: TBD 9am  
Dept.: 10D

JAN 07 2021

FILED BY FAX

1 TO ALL PARTIES AND THEIR RESPECTIVE COUNSEL OF RECORD:

2 Plaintiff Brittany Taborn's ("Plaintiff") Motion for Preliminary Approval of Class Action  
3 Settlement came before this Court, the Honorable Barbara Kronlund, Judge presiding. The Court  
4 having considered the papers submitted in support of the application of the parties, HEREBY  
5 GRANTS THE MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION SETTLEMENT  
6 AND ORDERS THE FOLLOWING:

- 7 1. The Court grants preliminary approval of the settlement based upon the terms set forth  
8 in the Stipulation of Settlement of Class Action and Release of Claims ("Settlement  
9 Agreement" or "Settlement") filed herewith. The Settlement appears to be fair,  
10 adequate and reasonable to the Class.
- 11 2. The Settlement Agreement falls within the range of reasonableness and appears to be  
12 presumptively valid, subject only to any objections that may be raised at the final  
13 fairness hearing and final approval by this Court.
- 14 3. A final fairness hearing on the question of whether the proposed Settlement Agreement,  
15 attorneys' fees to Class Counsel, the Class Representative's Enhancement Award, and  
16 the Settlement Administrator's Costs should be finally approved as fair, reasonable and  
17 adequate as to the members of the Class is scheduled in Department 10D on the date  
18 and time set forth in the schedule in Paragraph 8 below.
- 19 4. This Court approves, as to form and content, the Notice of Class Action Settlement  
20 ("Class Notice") in the form attached to the Settlement Agreement as Exhibit 1. The  
21 Court approves the procedure for Class Members to participate in, to opt out of, and to  
22 object to, the Settlement as set forth in the Settlement Agreement.
- 23 5. The Court directs the mailing of the Notice of Class Action Settlement by first class  
24 mail to the Class Members in accordance with the schedule set forth below. The Court  
25 finds the dates selected for the mailing and distribution of the Class Notice meet the  
26 requirements of due process and provide the best notice practicable under the  
27 circumstances and shall constitute due and sufficient notice to all persons entitled  
28 thereto.

1 6. It is hereby ordered that the Settlement Classes are preliminarily certified for settlement  
2 purposes, which are defined as:

3 a. All current and former non-exempt employees who worked for Defendant in the  
4 State of California and were paid on a flat-rate or piece-rate basis at any time  
5 from June 26, 2015, through and the date the Court enters an order granting  
6 preliminary approval of the Settlement (“Preliminary Approval Date”) (the  
7 “Class Period”); and

8 b. All current and former California non-exempt employees who worked any shifts  
9 3.5 hours or longer for Defendant in the State of California during the Class  
10 Period.

11 7. The Court confirms Phoenix Settlement Administrators as the Settlement  
12 Administrator.

13 8. The Court orders the following schedule for further proceedings:

14

15 a.	Deadline for Defendant to Submit 16 Class Data to Settlement 17 Administrator	20 business days after Order granting Preliminary Approval
18 b.	Deadline for Settlement 19 Administrator to Mail the Class 20 Notice	7 calendar days after receipt of Class Data from Defendant
21 c.	Deadline for Class Members to 22 Postmark Requests for 23 Exclusions	30 calendar days after mailing of the Notice of Proposed Class 24 Action Settlement to Class Members
25 d.	Deadline for Receipt by Court 26 and Counsel of any Objections to 27 Settlement	30 calendar days after mailing of the Notice of Proposed Class 28 Action Settlement to Class

		Members
e.	Deadline for Class Counsel to file Motion for Final Approval of Settlement and Approval of Attorneys' Fees, Costs, Administration Costs, and Enhancement Award	16 Court days before Final Approval Hearing
f.	Final Fairness Hearing and Final Approval	<u>9:00</u> a.m. on <u>July 30</u> , 2021

IT IS SO ORDERED.

Dated: MAR 08 2021

  
 \_\_\_\_\_  
 HON. BARBARA KRONLUND  
 JUDGE OF THE SUPERIOR COURT

