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VENTURA SUPERIOR COURT

11/2/21

VENTURA
SUPERIOR COURT

FILED

DEC 17 2021

BRENDA L. McCORMICK
Executive Officer and Clerk
By: **AMY GATES**, Deputy

BRADLEY/GROMBACHER, LLP
Marcus J. Bradley, Esq. (SBN 174156)
Kiley L. Grombacher, Esq. (SBN 245960)
Lirit A. King, Esq. (SBN 252521)
31365 Oak Crest Drive, Suite 240
Westlake Village, California 91361
Telephone: (805) 270-7100
Facsimile: (805) 270-7589
E-Mail: mbradley@bradleygrombacher.com
kgrombacher@bradleygrombacher.com
lking@bradleygrombacher.com

Attorneys for Plaintiff, Mireya Macias

**SUPERIOR COURT FOR THE STATE OF CALIFORNIA
COUNTY OF VENTURA**

MIREYA MACIAS, individually and on behalf of
other individuals similarly situated,

Plaintiff,

vs.

SUNRISE GROWERS, INC., a Delaware
corporation, and DOES 1-10

Defendants.

Case No.: 56-2019-00531335-CU-OE-VTA

[Assigned to Hon. Jeffrey G. Bennett, Dept.
21]

CLASS ACTION

**[PROPOSED] ORDER GRANTING
PRELIMINARY APPROVAL OF CLASS
ACTION AND PRIVATE ATTORNEYS
GENERAL ACT SETTLEMENT**

Complaint Filed: July 31, 2019

1 Plaintiff's Motion for Preliminary Approval of Class Action and Private Attorneys General
2 Act Settlement came before this Court on November 29, 2021. The Court having considered the papers
3 submitted in support of the application of the Parties, HEREBY ORDERS THE FOLLOWING:

4 1. The Court grants preliminary approval of the Settlement and the Settlement Class based
5 upon the terms set forth in the Amended Stipulation of Class Action and PAGA Settlement
6 ("Settlement"). All terms used herein shall have the same meaning as defined in the Settlement. The
7 Settlement appears to be fair, adequate, and reasonable to the Class.

8 2. The Settlement falls within the range of reasonableness and appears to be presumptively
9 valid, subject only to any objections that may be raised at the final fairness hearing and final approval
10 by this Court.

11 3. A final fairness hearing on the question of whether the proposed settlement, attorney's fees
12 and costs of Class Counsel, and the Class Representative's Enhancement Award should be finally
13 approved as fair, adequate, and reasonable as to the members of the Class and the PAGA
14 Representative Group is scheduled in Department 21 on the date and time set forth in the
15 implementation schedule in Paragraph 9 below.

16 4. This Court approves, as to form and content, the Notice of Pendency of Class Action and
17 Proposed Settlement ("Notice") in substantially the form attached as Exhibit A to Exhibit "1"
18 ("Settlement") to the Declaration of Kiley Grombacher and also approves the procedure for Class
19 Members to opt out of and object to the Settlement as set forth in the Settlement.

20 5. The Court directs the mailing of the Notice in accordance with the implementation
21 schedule set forth in the Settlement and finds the dates selected for the mailing and distribution of the
22 Notice as set forth therein meet the requirements of due process and provide the best notice practicable
23 under the circumstances and shall constitute due and sufficient notice to all persons entitled thereto.

24 6. It is ordered that the Settlement Class is preliminarily certified for settlement purposes
25 only.

26 7. The court approves Mireya Macias as Class Representative, and Bradley/Grombacher LLP
27 as Class Counsel for the Settlement Class.

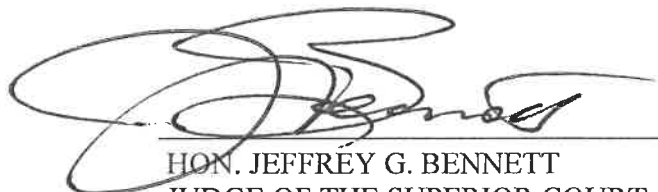
8. The Court confirms Phoenix Settlement Administrators as the Settlement Administrator.
9. The Court orders the following Implementation Schedule for further proceedings:

Date	Event
	Deadline for Mailing of Class Notice
	Deadline for the Filing of the Motion for Final Approval & Request for Approval of Attorney's Fees, Costs & Enhancements along with All Evidence
(forty-five days from initial mailing)	Deadline for Class Members to Opt Out or Object to Settlement
March 30, 2022	Hearing on Motion for Final Approval at 8:20am in department 21

IT IS SO ORDERED.

DATED:

12-9-21


HON. JEFFREY G. BENNETT
JUDGE OF THE SUPERIOR COURT
JEFFERY G. BENNETT

PROOF OF SERVICE

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 and not a party to the within action; my business address 31365 Oak Crest Drive, Suite 240, Westlake Village, CA 91361.

On November 2, 2021, I served the foregoing documents described

- 1) **PLAINTIFF'S NOTICE OF MOTION AND MOTION FOR SETTLEMENT APPROVAL OF CLASS ACTION AND CLAIMS BROUGHT UNDER THE PRIVATE ATTORNEYS GENERAL ACT**
- 2) **DECLARATION OF KILEY GROMBACHER**
- 3) **DECLARATION OF JODEY LAWRENCE OF PHOENIX ADMINISTRATORS**
- 4) **DECLARATION OF PLAINTIFF MIREYA MACIAS**
- 5) **[PROPOSED] ORDER GRANTING PRELIMINARY APPROVAL OF CLASS ACTION AND CLAIMS BROUGHT UNDER THE PRIVATE ATTORNEYS GENERAL ACT.**

on all interested parties in this action as follows: **SEE ATTACHED SERVICE LIST**

- [X] **(BY E-MAIL)** On the above date, I sent the aforementioned documents by electronic mail to the parties' email addresses as they are provided to me on the attached Service List.,
- [X] **(STATE)** I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed November 2, 2021, at Westlake Village, California.


Suzette Boucher

MACIAS v. SUNRISE GROWERS INC., ET AL.
VENTURA SUPERIOR COURT CASE NO. 56-2019-00531335-CU-OE-VTA

Service List

**ATKINSON, ANDELSON, LOYA,
RUUD & ROMO**
Amber S. Healy
12800 Center Court Drive, Suite 300
Cerritos, CA 90703
Tel.: (562) 653-3200
ahealy@aalrr.com
scress@aalrr.com

Attorney for Defendant,
Sunrise Growers, Inc., a Delaware
Corporation, and DOES 1-10