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FILED
Superior Court of California
County of Los Angeles
07/22/2022

Sherri R. Carter, Executive Officer / Clerk of Court
By: _____ A. Lim _____ Deputy

7 Attorneys for Plaintiff Gloria Ramos
8 individually, and on behalf of all other similarly situated employees

9 **SUPERIOR COURT OF STATE OF CALIFORNIA**
10 **FOR THE COUNTY OF LOS ANGELES**

11 GLORIA RAMOS, as an individual and on
12 behalf of other similarly situated employees,

13 Plaintiff,

14 vs.

15 TAGTIME, INC., a California corporation, and
16 DOES 1-50, inclusive,

17 Defendant.

) Case No.: 21STCP00903

) Assigned for all purposes to:
) Hon. William F. Highberger
) Dept. 10

) **[PROPOSED] ORDER GRANTING**
) **MOTION FOR PRELIMINARY**
) **APPROVAL OF CLASS ACTION**
) **SETTLEMENT**

) Date: July 22, 2022
) Time: 11:00 a.m.
) Place: Department 10

1 THIS MATTER having been brought before the Court on behalf of Plaintiff Gloria
2 Ramos (referred to herein as “Plaintiff”), through their attorneys, pursuant to California Rule of
3 Court 3.769 and other applicable rules and laws, to request an order granting preliminary
4 approval of a class action settlement and directing the dissemination of notice to the class (the
5 “Order”); the Court having reviewed the Plaintiff’s submissions, having held a hearing on July
6 21, 2022, and having found that Plaintiff is entitled to the relief sought, and for good cause
7 shown:

8 IT IS HEREBY ORDERED that Plaintiff’s motion is GRANTED, and it is further
9 ORDERED as follows:

10 1. This proposed fully executed Stipulation of Class Action Settlement (“Settlement
11 Agreement” or “Agreement”), submitted with the motion and filed with the Court, is
12 preliminarily approved as being within the ballpark of reasonableness.¹

13 2. Based upon the submission to the Court and attachments and exhibits thereto, the
14 Court conditionally makes the following findings solely for settlement purposes only, subject to
15 final approval at the Final Approval Hearing:

- 16
- 17 a. The approximate size of the class is so numerous as to make joinder
 - 18 impracticable;
 - 19 b. Plaintiff’s claims are typical of the claims of the class as a whole because they
 - 20 arise from the same factual basis and are based on the same legal theories as
 - 21 those applicable to other class members;
 - 22 c. Plaintiff’s interests are co-extensive with those of the class;
 - 23 d. Named Plaintiff and Class Counsel can protect and have fairly and adequately
 - 24 protected the interest of the Class members in the lawsuit; and
 - 25
 - 26

27 ¹ Unless otherwise specified, all defined terms in this Order have the same meaning as the meaning
28 described in the Settlement Agreement, and those terms are incorporated here by this reference. To the extent there
is any conflict between the definitions of those terms, the definitions in the Settlement Agreement will control.

1 e. A class action is superior to all other available methods for fairly and
2 efficiently resolving the claims in connection to this lawsuit and provides
3 substantial benefits to the Class Members.

4 3. Accordingly, solely for purposes of this settlement only, the Court preliminarily
5 approves the Named Plaintiff as representative of the Class Members, and conditionally certifies
6 a settlement class defined as follows:

7
8 **Settlement Class**- Plaintiff and all current and former non-exempt employees
9 employed by Defendant in California during the period of March 19, 2017 to
10 preliminary approval of class action settlement or March 14, 2022, whichever occurs
11 first. (“Settlement Class” or “Settlement Class Members”)

12 4. This matter is conditionally certified as a class action for settlement purposes only
13 under California Code of Civil Procedure Section 382 and California Rules of Court, Chapter 6,
14 Rules 3.767 *et seq.*, and/or other laws as applicable. If the settlement does not receive final
15 approval, Defendants retain the right to assert that this action may not be certified as a class
16 action for liability purposes.

17 5. Solely for purposes of implementing the Settlement Agreement and for purposes of
18 this settlement, the Court preliminarily appoints as Class Counsel Jackson Law, APC.

19 6. The Court finds that the Settlement Agreement falls within the range of possible
20 approval such that it warrants notice thereto and further orders notice of the settlement to be
21 disseminated to the Class Members in the manner set forth herein and in the Settlement
22 Agreement.

23 7. A final hearing (the “Final Approval Hearing” or “Final Fairness Hearing” or
24 “Fairness Hearing”) shall be held before this Court on ~~FFFD FFG~~ at ~~FF~~ :00 ~~at E~~ to determine
25 whether: (a) the Court should finally approve the Settlement Agreement and determine that the
26 terms contained therein are fair, reasonable, adequate, and in the best interests of the Class
27 Members, (b) the Court should enter final judgment dismissing with prejudice the operative
28

1 Complaint in this lawsuit, (c) to approve the application for the Attorneys' Fee Award to Class
2 Counsel and Named Plaintiff's Incentive Awards in a manner consistent with the Settlement
3 Agreement. The Final Approval Hearing may be postponed, adjourned or continued by further
4 order of this Court, without further notice to the Class Members.

5 8. At the Final Approval Hearing, the Court will consider and determine whether the
6 Settlement Agreement should be finally approved as fair, adequate and reasonable in light of any
7 timely valid objections presented by the Class Members and the parties' responses to any such
8 objections that have been submitted to the Court in accordance with the provisions set forth
9 below.

10 9. The Court hereby approves the appointment of Phoenix Settlement Administrators.
11 ("Claims Administrator") as the Claims Administrator for the purposes of disseminating the
12 Class Notice and Exclusion Form, which are hereby approved, and for purposes of administering
13 the terms of the settlement as set forth in the Settlement Agreement. The Claims Administrator
14 shall perform its duties consistent with the provisions contained within the Settlement
15 Agreement.

16 10. Any Class Member may object to the fairness, reasonableness or adequacy of the
17 proposed settlement. To assert an objection to the Settlement, a Class Member may file an
18 objection with the Court either in writing or at the time of the hearing. Regardless of whether a
19 Class Member timely submits a written objection and/or notice of intention to appear, any
20 Settlement Class Member may appear at the Final Approval Hearing and ask for his or her
21 objection to be heard by the Court.

22 11. The Court finds that the manner of dissemination and content of the Class Notice
23 specified in detail in the Settlement Agreement (i) is the best notice practicable, (ii) is reasonably
24 calculated, under the circumstances, to apprise Class Members of the pendency of the lawsuit
25 and of their right to object to or to exclude themselves from the proposed settlement, (iii) is
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27
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1 reasonable and constitutes due, adequate and sufficient notice to all persons entitled to receive
2 notice, and (iv) meets all applicable requirements of applicable law.

3 12. Class Counsel shall file and serve papers in support of final approval of the
4 Settlement no later than FFBEG.

5 13. The Claims Administrator is hereby ordered prior to the time of the final fairness
6 Hearing to submit a declaration attesting to the total costs incurred and anticipated cost to be
7 incurred to finalize the settlement for approval by the Court and file an affidavit attesting
8 completeness and accuracy of the proof of mailing of the Class Notice, Claim Form and
9 Exclusion Form to the Class Members.
10

11 Dated: 07/22/2022

JUDGE OF THE SUPERIOR COURT

12
13 
14 By: _____
The Honorable Judge William F. Highberger