

**LAW AND MOTION TENTATIVE RULINGS
DATE: OCTOBER 19, 2022 TIME: 8:30 A.M.**

TENTATIVE RULINGS ARE NOT POSTED IN UNLAWFUL DETAINER CASES

Case No. 20CV00783

RIOS-ROMAN v SEASONS MANAGEMENT

MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION SETTLEMENT

The motion will be granted upon Counsel providing a supplemental declaration either explaining how the CA Unclaimed Property Fund (Joint Stipulation attached as Ex. 1 to Spivak Dec., pg. 31) qualifies as a “nonprofit organization or foundation to support projects that will benefit the class or similarly situated persons, or that promote the law consistent with the objectives and purposes of the underlying cause of action, to child advocacy programs, or to nonprofit organizations providing civil legal services to the indigent” (Code Civ. Proc., § 384 (b) or providing the name of an appropriate *cy pres* recipient. (If a proposed settlement does not expressly provide that fund not claimed by the class are retained by, or revert to, the defendant, Code of Civil Procedure section 384 requires payment of the residue to a *cy pres* recipient. (*Cundiff v. Verizon California, Inc.* (2008) 167 Cal.App.4th 718, 728-729.)

In addition, class representative compensation of \$8,000.00, not \$15,000.00 will be approved. This amount will fairly compensate Plaintiff for the time expended (including attending the mediation) and the risks incurred.

Conditioned upon the filing of the supplemental declaration above, the court finds that the Settlement falls within a range of reasonableness and is presumptively valid; appears to be a product of serious, informed and non-collusive negotiations; and has no obvious deficiencies. The court grants preliminary approval of the Settlement; conditionally certifies the class; approves the Class Notice as to form and content; and will adopt with the revisions noted above the Proposed Order for Preliminary Approval of Class Action Settlement submitted by Class Counsel.

Counsel should appear telephonically to set a fairness hearing on the question of whether the proposed Class Action Settlement, Class Counsel’s Fees and Expenses, the Class Representative’s Enhancement Award, and the Administrator’s Fees and Costs should be finally approved as fair, reasonable and adequate as to the members of the Settlement Class.

No. 22CV00322

BONNET v. ROMERO

PETITION FOR APPROVAL OF MINOR’S COMPROMISE