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10 Attorneys for Plaintiffs on behalf of themselves  
and on behalf of those similarly situated  
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12 SUPERIOR COURT OF THE STATE OF CALIFORNIA

13 IN AND FOR THE COUNTY OF MONTEREY

14 HILDA CARRILLO, STEFANY LARA, and  
15 ARACELI BAUTISTA on behalf of themselves and  
those similarly situated,  
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17 Plaintiffs,

18 vs.

19 CLASSIC SALADS, LLC and DOES 1 through 20,  
20 Defendants.  
21

Case No. 17CV002929

ASSIGNED FOR ALL PURPOSES TO  
THE HON. THOMAS ~~WILLIS~~ WILLIS

~~PROPOSED~~ ORDER GRANTING  
PLAINTIFFS' MOTION FOR  
PRELIMINARY APPROVAL OF  
SETTLEMENT

Date: February 3, 2023

Time: 8:30 a.m.

Dept.: 15

Action Filed: August 10, 2017

Operative Complaint Filed: December 15,  
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**TO ALL INTERESTED PARTIES AND THEIR ATTORNEYS OF RECORD:**

On February 3, 2023, Plaintiffs’ Motion for Preliminary Approval came on for hearing at 8:30 a.m. in Department 15 of the Superior Court of California for the County of Monterey, located at 1200 Aguajito Road, Monterey, California 93940.

The Court, having read and considered the papers of Plaintiffs’ Motion for Preliminary Approval of Class Settlement, the arguments of Counsel, and good cause appearing hereby

**ORDERS AS FOLLOWS:**

- 1. This Order hereby incorporates by reference the definitions of the Settlement Agreement and Release (“Settlement”) as though fully set forth herein, and all terms used herein shall have the same meaning as set forth in the Settlement.
- 2. The Parties’ Settlement is granted preliminary approval as it meets the criteria for preliminary settlement approval. The Settlement falls within the range of possible approval as fair, adequate and reasonable, and appears to be the product of arm’s-length and informed negotiations and to treat all Class Members fairly.
- 3. The Court hereby preliminarily approves the proposed Settlement upon the terms, conditions, and all release language set forth in the Settlement attached to the Declaration of Stan Mallison as **Exhibit 1**. The Court finds that the Settlement (including the claims process, and requirements, the monetary provisions, the method of calculating claim amounts, the release of claims, the proposed award of attorneys’ fees and costs, and the agreement regarding administration costs) appears to be fundamentally fair and adequate and falls within the “range of reasonableness” necessary for preliminary approval by the Court. It appears to the Court that the Settlement terms are fair, adequate, and reasonable as to all potential Class Members when balanced against the probable outcome of further litigation, given the risks relating to liability and damages. It further appears that extensive and costly investigation and research has been conducted such that counsel for the Parties at this time are reasonably able to evaluate their respective positions. It further appears to the

1 Court that the Settlement at this time will avoid substantial additional costs by all  
2 Parties, as well as the delay and risks that would be presented by the further prosecution  
3 of the Action. It appears that the Settlement has been reached as a result of intensive,  
4 arm's-length negotiations utilizing an experienced third party neutral. The Court finds  
5 the settlement to be presumptively valid, subject only to any objections that may be  
6 raised at the Final Approval Hearing.

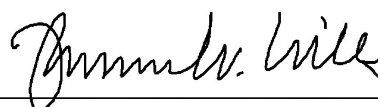
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- 8 4. Phoenix is appointed to act as the Settlement Administrator, pursuant to the terms set  
9 forth in the Settlement.
- 10 5. The Court hereby approves, as to form and content, the Class Notice Packet attached to  
11 the Declaration of Stan Mallison as **Exhibit 2**. The Court finds and concludes that the  
12 Class Notice fairly, plainly, accurately, and reasonably informs Class Members of: 1)  
13 appropriate information about the nature of this case, the definition of the Class, the  
14 identity of Class Counsel, and the essential terms of the Settlement; 2) appropriate  
15 information about how to make a claim, opt out of the Settlement, and how to object to  
16 the Settlement; and 3) appropriate instructions as to how to obtain additional  
17 information regarding the Settlement. The Court finds that the mailing and distribution  
18 of the Class Notice Packet in the manner set forth in Paragraph 6 of this Order meet the  
19 requirements of due process and are the best notice practicable under the circumstances  
20 and shall constitute due and sufficient notice to all persons entitled thereto.
- 21 6. The Court directs the mailing of the Court-approved Class Notice Packet via First Class  
22 U.S. Mail to the Class Members in accordance with the schedule and procedures set  
23 forth in Settlement. The Court finds that the dates and procedure selected for the  
24 mailing of the Class Notice Packet meet the requirements of due process, provide the  
25 best notice practicable under the circumstances, and constitute due and sufficient notice  
26 to all persons entitled to notice.
- 27 7. A Final Approval Hearing will be held on June 30, 2023 at 8:30 a.m. to  
28 determine whether the Settlement should be granted final approval as fair, reasonable,

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and adequate as to the Class Members. The Court will hear all evidence and argument necessary to evaluate the Settlement and will consider Plaintiffs' and Class Counsel's request for the Class Representative Incentive Payments and the Class Counsel's Fees and Costs Payment. Class Members and their counsel may support or oppose the Settlement and the requests for awards of the Class Representative Incentive Payments, Class Counsel's Fees and Costs Payment, if they so desire, as set forth in the Class Notice.

IT IS SO ORDERED.

Dated: February 24, 2023



HON. JUDGE OF THE SUPERIOR COURT  
Thomas W. Wills