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FILED
KERN COUNTY

APR 10 2023

BY Wesley DEPUTY

Attorneys for Plaintiff:
AARON DICKERSON

SUPERIOR COURT OF CALIFORNIA
COUNTY OF KERN

* * *

AARON DICKERSON, as an individual and on behalf of all others similarly situated,

Plaintiff,

vs.

AERA ENERGY, LLC, a California limited liability company; and DOES 1 through 50, inclusive,

Defendants.

Case No. BCV-21-101646

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[PROPOSED] AMENDED ORDER
GRANTING PLAINTIFF'S MOTION
FOR FINAL APPROVAL OF JOINT
STIPULATION AND SETTLEMENT
OF CLASS AND PAGA ACTION
AND FINAL JUDGMENT

Date: April 10, 2023
Time: 8:30 a.m.
Dept.: Dept. 17
Judge: Hon. Thomas S. Clark

[CRC 3.769]

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1 Plaintiff Aaron Dickerson (“Plaintiff”), individually and as a representative of the
2 Settlement Class as that term is defined in the Stipulation of Class Action and PAGA
3 Settlement, Defendant Aera Energy, LLC (“Defendant”), moved for Final Approval of the Joint
4 Stipulation and Settlement Of Class and PAGA Action (“Settlement Agreement” or
5 “Settlement”) and for Attorneys’ Fees and Costs under the terms of the Settlement. The matter
6 came before this Court on March 27, 2023, with continued hearing on April 10, 2023, with
7 Counsel for Plaintiff and the Settlement Class and Counsel for Defendant appearing.

8 NOW THEREFORE, having read and considered the Motion for Final Approval,
9 Motion for Attorneys’ Fees and Costs, and the Settlement Agreement and Exhibits thereto, the
10 Court grants final approval of the Settlement and HEREBY ORDERS and MAKES
11 DETERMINATIONS as follows:

12 1. That the Settlement, and the obligations of the Parties set forth therein, is fair,
13 reasonable, and is an adequate settlement of this case and is in the best interests of the
14 Settlement Class in light of the factual, legal, practical, and procedural considerations raised by
15 this case. This Court hereby grants final approval of the Settlement and directs the Parties to
16 effectuate the Settlement according to its terms. The Settlement is hereby deemed incorporated
17 herein as if expressly set forth, and has the full force and effect of an order and judgment of this
18 Court.

19 2. The Court finally certifies and approves, for settlement purposes only, the
20 following class:

21 All current and former non-exempt California employees of Aera Energy, LLC
22 employed at any time from July 29, 2017 to December 1, 2022, which is the date this Court
23 signed the preliminary approval order.

24 3. The Court finds that the distribution of the Notice of Settlement constituted the
25 best notice practicable under the circumstances to all Class Members and fully met the
26 requirements of due process under California law. Having found that the Parties and their
27 counsel took extensive efforts to locate and inform all members of the Class of the Settlement,

1 and given that no Class Members have filed any objections to the Settlement, the Court finds
2 and orders that no additional notice is necessary.

3 4. For purposes of certifying the Settlement Class and approving this settlement
4 only, the Court concludes as follows: (i) the Settlement Class Members are ascertainable and so
5 numerous that joinder is impracticable; (ii) there are questions of law or fact common to the
6 Settlement Class Members, and there is a well-defined community of interest among the
7 Settlement Class Members with respect to the subject matter of the Action; (iii) the claims of the
8 Class Representative is typical of the claims of the Settlement Class Members; (iv) the Class
9 Representative has fairly and adequately protected the interests of Class Members; (v) a class
10 action is superior to the other available methods of efficient adjudication of this controversy; and
11 (vi) Class Counsel is qualified to serve as counsel for Plaintiff in his individual and
12 representative capacities and for the Settlement Class.

13 5. Pursuant to CRC 3.771, the judgment in this action shall be binding on Plaintiff
14 Aaron Dickerson (“Plaintiff”) and all members of the Settlement Class as set forth in the
15 Settlement as to the Released Claims as that term is defined by the Settlement. These individuals
16 shall be referred to herein as the “Participating Class Members.” The Participating Class
17 Members hereby do and shall be deemed to have fully, finally, and forever released, settled,
18 compromised, relinquished and discharged any and all of the Released Parties (as defined in the
19 Settlement) of and from any and all Released Claims (as defined in the Settlement). Participating
20 Class Members does not include the eight individuals who timely and validly requested to be
21 excluded from the Settlement. Those individuals are:

22 Aaron Arth	Jay Brickhouse
23 David Bustos	Nathan Nichols
24 Anamaria Vizcarra	Diane Ware
25 Gloria Williams	Delbert Yetter

26 These eight individuals are expressly excluded from the Settlement, including but not limited to
27 any consideration to the Participating Class Members and the release of any claims by
28 Participating Class Members.

