

ORIGINAL

MELMED LAW GROUP P.C.

Jonathan Melmed (SBN 290218)

jm@melmedlaw.com

Kyle D. Smith (SBN 280489)

ks@melmedlaw.com

Joanne Kim (SBN 340608)

joanne@melmedlaw.com

1801 Century Park East, Suite 850

Los Angeles, California 90067

Phone: (310) 824-3828

Fax: (310) 862-6851

Attorneys for Plaintiffs, the Putative Class, and the Aggrieved Employees

(Additional Counsel on Next Page)

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN BERNARDINO**

PRISCILLA MARTINEZ, VERONICA
FIGUEROA BERNAL, JOSEFINA
MERCEDES HERRERA, and GUILLERMO
LEMAITRE, individuals on behalf of
themselves, the State of California, as a private
attorneys general, and on behalf of all others
similarly situated,

Plaintiffs,

v.

THRIFTY PROPERTY MANAGEMENT &
INVESTMENTS, an Unknown Entity; HENRY
BAGHDADY, an Individual; MARY E.
BAGHDADY, an Individual; AMANDA
BAGHDADY, an Individual; EMILY STOLAN,
an Individual; and DOES 1 TO 50,

Defendants.

Case Number: CIVSB2215893

**~~[Proposed]~~ Order Granting Preliminary
Approval of Class Action Settlement**

Hearing Date: April 3, 2023

Hearing Time: 10:00 a.m.

Dept.: S26

Judge: Hon. David Cohn

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN BERNARDINO
SAN BERNARDINO DISTRICT

APR 20 2023

BY RAFAEL HERNANDEZ, DEPUTY

SOLOUKI | SAVOY, LLP

Shoham J. Solouki (SBN 278538)

shoham@soloukisavoy.com

Grant Joseph Savoy (SBN 284077)

grant@soloukisavoy.com

316 W. 2nd Street, Suite 1200

Los Angeles, California 90012

Telephone: (213) 814-4940

Facsimile: (213) 814-2550

Attorneys for Plaintiffs, the Putative Class, and the Aggrieved Employees

~~[PROPOSED]~~ **ORDER**

This matter having come for hearing on April 3, 2023, at 10:00 a.m., regarding Plaintiffs' unopposed *Motion for Preliminary Approval of Class Action Settlement* (the "Motion") on the terms set forth in the parties' *Settlement Agreement and Release of Class Action* (the "Settlement Agreement") attached as **Exhibit A** to the concurrently filed *Declaration of Jonathan Melmed in Support of Plaintiffs' Motion for Preliminary Approval of Class Action Settlement*. The Settlement Agreement and its accompanying exhibits are incorporated by reference with this order. Having considered the Settlement Agreement, all papers and proceedings held herein, and having reviewed the entire record in this action, the Court hereby finds and orders:

1. The Court grants Plaintiffs leave file the overlength brief attached to the Motion.

2. The Court grants preliminary approval of the Settlement Agreement and the "Class" (as that term is defined in the Motion) based on the terms set forth in the Settlement Agreement. All terms used herein shall have the same meaning as defined in the Motion. The resolution set forth in the Settlement Agreement appears to be fair, adequate, and reasonable, and in the best interests of the Class.

3. The Settlement Agreement falls within the range of reasonableness and is presumptively valid, subject only to any objections that may be raised at the final fairness hearing and final approval by this Court.

4. A final fairness hearing on the question of whether the proposed Settlement Agreement, the attorneys' fees and costs to Plaintiffs' counsel, and Plaintiffs' service award should be finally approved as fair, reasonable, and adequate as to the members of the Class is scheduled in this department on the date and time set forth in the implementation schedule below.

5. This Court approves, as to form and content, the *Notice of Proposed Class Action Settlement* ("Class Notice") to be distributed to the Class Members pursuant to the Settlement Agreement in substantially the same form as is attached to the Settlement Agreement as **Exhibit 1**. The Court approves the procedure for Class Members to participate in, to opt out of, and to object to the Settlement Agreement as set forth in the Settlement Agreement.

1 6. This Court approves, as to form and content, the *Class Action Settlement Share Form*
2 (“Share Form”) to be distributed to the Class Members pursuant to the Settlement Agreement in
3 substantially the same form as is attached to the Settlement Agreement as **Exhibit 2**. The Court
4 approves the procedure for Class Members to challenge their workweeks as set forth in the Settlement
5 Agreement.

6 7. The Court directs the mailing of the Class Notice and Share Form by first class mail to
7 the Class Members in accordance with the implementation schedule set forth below. The Court finds
8 the dates selected for the mailing and distribution of the Class Notice and Share Form, as set forth in
9 the implementation schedule, meet the requirements of due process and constitute the best notice
10 practicable under the circumstances and due and sufficient notice to all persons entitled thereto.

11 8. The Court preliminarily certifies the Class, as defined in the Motion, for settlement
12 purposes.

13 9. The Court confirms Plaintiffs Priscilla Martinez, Veronica Figueroa Bernal, Josefina
14 Mercedes Herrera, and Guillermo Lemaitre (“Plaintiffs”) as class representatives.

15 10. The court confirms Jonathan Melmed, Kyle Smith, and Joanne Kim of Melmed Law
16 Group P.C. and Shoham J. Solouki and Grant Joseph Savoy of Solouki | Savoy, LLP as class counsel.

17 11. The court appoints Phoenix Settlement Administrators as the settlement administrator.

18 12. To facilitate administration of the Settlement pending final approval, the court hereby
19 enjoins Plaintiffs and all members of the Class from filing or prosecuting any claims, suits, or
20 administrative proceedings (including filing claims with the Division of Labor Standards Enforcement
21 of the California Department of Industrial Relations) regarding claims released by the Settlement
22 Agreement, unless and until such Class Members have filed valid requests for exclusion with the
23 Settlement Administrator and the time for filing claims with the Settlement Administrator has elapsed.

24 13. The Court orders the following Implementation Schedule for further proceedings:
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| 26 | a. | Deadline for Defendants to Submit Class List to the Settlement Administrator | [Within fourteen (14) calendar days of this order.] |
|----|----|---|--|

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|----|--|---|
| b. | Deadline for Settlement Administrator to Mail Notice Packets to all Class Members | [Within twenty-eight (28) calendar days of this order.] |
| c. | Deadline for Class Members to Postmark Workweeks Challenges | [Within forty-five (45) days after mailing of the Class Notice.] |
| d. | Deadline for Class Members to Postmark Requests for Exclusion | [Within forty-five (45) days after mailing of the Class Notice.] |
| e. | Deadline for Class Members to Submit Any Objections to Settlement | [Within forty-five (45) days after mailing of the Class Notice.] |
| f. | Deadline for Settlement Administrator to Provide Class Counsel with Declaration of Due Diligence | [At least twenty-one (21) calendar days prior to the deadline for Plaintiff's motion for final approval to be filed.] |
| f | Final Approval and Fairness Hearing | _____, 2023 at _____ a.m./p.m. [Any date on or after August 11, 2023.] |

14. If any of the dates in this implementation schedule fall on a weekend, bank or court holiday, the time to act shall be extended to the next business day.

IT IS SO ORDERED.

Dated: 4/20/23



Judge of the Superior Court, County of ~~Los Angeles~~

DAVID COHN

San Bern