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FILED
Superior Court of California
County of Los Angeles
11/26/2024

David W. Slayton, Executive Officer / Clerk of Court
By: E. Muñoz Deputy

Attorneys for Plaintiff, ELOY MONDRAGON
on behalf of himself and all others similarly situated

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES

ELOY MONDRAGON on behalf of himself
and all others similarly situated

Plaintiff,

vs.

SAINT-GOBAIN PERFORMANCE
PLASTICS CORPORATION, a California
corporation; and DOES 1 through 50, inclusive,

Defendants.

Case No. 22STCV31131
ASSIGNED FOR ALL PURPOSES TO:
JUDGE: Hon. William F. Highberger
DEPT: 10

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

1 WHEREAS, this action is pending before this Court as a putative class action (the
2 “Action”); and

3 WHEREAS, Plaintiff, through an unopposed motion for preliminary approval, has
4 applied to this Court for an order preliminarily approving the settlement of the Action in
5 accordance with the Settlement Agreement), and any exhibit annexed thereto, which sets forth
6 the terms and conditions for a proposed settlement and final resolution of the Action upon the
7 terms and conditions set forth therein; and the Court having read and considered the Settlement
8 Agreement and the exhibit annexed thereto;

9 NOW, THEREFORE, IT IS HEREBY ORDERED:

10 1. This Order incorporates by reference the definitions in the final version of the
11 Settlement Agreement which has been filed with the Court and all terms defined therein shall
12 have the same meaning in this Order as set forth in the Settlement Agreement;

13 2. The Court hereby conditionally certifies the Class for settlement purposes only.
14 For the purposes of this settlement, the Class is defined as: All current and former non-exempt
15 employees employed by Defendant in California at any time between April 8, 2021 and April 16,
16 2024 (or if any such person is incompetent, deceased, or unavailable due to military service, that
17 person’s legal representative or successor in interest evidenced by reasonable verification.)
18 Should for whatever reason the Settlement not become final, the fact that the Parties were willing
19 to stipulate to class certification as part of the Settlement shall have no bearing on, nor be
20 admissible in connection with, the issue of whether a class should be certified in a non-settlement
21 context;

22 3. Aggrieved Employees shall mean Plaintiff and all current and former non-exempt
23 employees employed in California at any time between September 22, 2021 and April 16, 2024;

24 4. The Court hereby authorizes the retention of Apex Class Administration. as
25 Settlement Administrator for the purpose of this Settlement;

26 5. The Court hereby conditionally finds that James R. Hawkins, Isandra Fernandez,
27 and Anthony Draper of the law firm of James Hawkins, APLC may act as counsel for the Class.

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1 The Court further conditionally finds that Plaintiff Eloy Mondragon may act as the class
2 representative for the Class;

3 6. The Court hereby preliminarily APPROVES the proposed Notice of Class Action
4 Settlement (attached as Exhibit 2 hereto). The Court further finds that the Class Notice appears
5 to fully and accurately inform the Class Members of all material elements of the proposed
6 Settlement Agreement, of the Class Members' right to be excluded from the Class, and of each
7 Class Member's right and opportunity to object to the Settlement. The Notice shall be mailed
8 to the Class Members as set forth in the Settlement Agreement;

9 7. The Court finds on a preliminary basis that the Settlement Agreement appears to
10 be within the range of reasonableness of a settlement that could ultimately be given final
11 approval by this Court. It appears to the Court on a preliminary basis that the settlement amount
12 is fair, adequate and reasonable as to all potential Class Members when balanced against the
13 probable outcome of further litigation relating to liability and damages issues. It further appears
14 that investigation and research have been conducted such that counsel for the Parties, at this
15 time, are able to reasonably evaluate their respective positions. It further appears to the Court
16 that settlement at this time will avoid substantial additional costs by all Parties, as well as avoid
17 the delay and risks that would be presented by the further prosecution of the Action. It further
18 appears that the Settlement has been reached as the result of serious and non-collusive, arms-
19 length negotiations;

20 8. The Court orders the following implementation schedule for further proceedings:

21 Preliminary approval order.	22 FFB 01
23 Deadline for Defendants to provide the 24 Class List to the Settlement Administrator.	25 FG 01 _____, 202_ (within twenty 26 (30) calendar days after Court Grants 27 Preliminary Approval). 28

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Mail notices to Settlement Class Members.	FBI 01 2025 (within fifteen (30) calendar days after Settlement Administrator Receives Class List from Defendant).
Deadline for postmark by registered mail of any Request for Exclusion.	FBI 01 2025 (forty-five (45) days after Settlement Administrator first mails Notice of Class Settlement to Settlement Class Members).
Deadline for receipt by the Settlement Administrator of any objections to the Settlement.	FBI 01 2025 (forty-five (45) days after Settlement Administrator first mails Notice of Class Settlement to Settlement Class Members).
Deadline for Class Counsel to file Motion for Final Approval of Settlement.	1 01 2025
Final Fairness and Final Approval Hearing.	1 01 2025 O A F A 01 E

IT IS SO ORDERED.

Dated: 11/26/2024



Hon. William F. Highberger
Judge of the Los Angeles County Superior Court