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SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES — SPRING STREET COURTHOUSE

TRACEY HALL, SAYA KADOTA, MAHO
KAZUOKA and JUNO MEDINA, on behalf of
themselves and all others similarly situated,

Plaintiffs,

vs.

K S WORLD, INC. dba SHIN-SEN-GUMI,
SHIGETA AMERICA, INC. dba SHIN-SEN-
GUMI, MITSUYASU SHIGETA, and DOES 1
through 25, inclusive,

Defendants.

CASE NO.: BC615746

Related to: BC720143

[Assigned to Honorable Laura Seigle; Dept.
17]

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

Date: May 8, 2025

Time: 9:00 a.m.

Dept.: 17

Complaint filed: April 4, 2016

Trial Date: None Set

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

Plaintiffs Tracey Hall, Saya Kadota, Maho Kuzuoka, and Juno Medina's ("Plaintiffs") Motion for Preliminary Approval of Class Action Settlement ("Motion") came regularly for hearing before this Court on July 11, 2024. The Court, having considered the proposed Amended Class Action and PAGA Settlement and Class Notice ("Settlement" or "Amended Agreement"), attached as Exhibit 1 to the Declaration of Dalia Khalili ("Khalili Declaration") filed concurrently with the Motion; the Motion and memorandum of points and authorities in support thereof, and supporting declarations filed therewith; information provided by the Parties and their counsel; and all records on file in this action; and finding good cause appearing, HEREBY ORDERS THE FOLLOWING:

1. The Court GRANTS preliminary approval of the class action and PAGA action settlement as set forth in the Amended Agreement and finds its terms to be within the range of reasonableness of a settlement that ultimately could be granted approval by the Court at a final fairness hearing. All terms used herein shall have the same meaning as defined in the Agreement.

2. For purposes of the settlement only, the Court finds that the proposed Class is ascertainable and that there is a sufficiently well-defined community of interest among the members of the Class in questions of law and fact. Therefore, for settlement purposes only, the Court grants conditional certification of the following Class:

All hourly, non-exempt employees employed by K S World, Inc. ("KS World"), Shigeta America Inc. dba Shin-Sen-Gumi ("Shigeta America") and Mitsuyasu Shigeta ("Shigeta") (collectively, "Defendants") in the State of California during the time period from April 4, 2012 through July 14, 2023 (the "Class Period").

3. For purposes of the Settlement only, the Court designates Plaintiffs Tracey Hall, Saya Kadota, Maho Kuzuoka, and Juno Medina as the Class Representatives for the Class, and designates Matern Law Group, PC as Class Counsel.

4. The Court designates Apex Class Action Administration, LLC as the third-party Settlement Administrator.

5. The Parties are ordered to implement the Settlement according to the terms of the Agreement.

6. The Court approves, as to form and content, the Court-Approved Notice of Class Action and PAGA Settlement and Hearing Date for Final Court Approval ("Class Notice")

1 attached as Exhibit A to the Agreement attached to the Khalili Declaration.

2 7. The Court finds that the form of notice to the Class regarding the pendency of the
3 action and of the Settlement, the dates selected for mailing and distribution, and the methods of
4 giving notice to members of the Class, satisfy the requirements of due process, constitute the best
5 notice practicable under the circumstances, and constitute valid, due, and sufficient notice to all
6 members of the Class. The form and method of giving notice complies fully with the requirements
7 of California Code of Civil Procedure § 382, California Civil Code § 1781, California Rules of
8 Court §§ 3.766 and 3.769, the California and United States Constitutions, and other applicable
9 law.

10 8. The Court further approves the procedures for Class Members to opt-out of or
11 object to the Settlement, as set forth in the Class Notice and the Amended Agreement. The
12 procedures and requirements for filing objections in connection with the final fairness hearing are
13 intended to ensure the efficient administration of justice and the orderly presentation of any Class
14 Member's objection to the Settlement, in accordance with the due process rights of all Class
15 Members.

16 9. The Court directs the Administrator to mail the Class Notice Postcard to the
17 members of the Class and distributed the Class Notice in accordance with the terms of the
18 Settlement.

19 10. The Class Notice shall provide sixty (60) calendar days' notice for Class Members
20 to opt-out of or object to the Settlement.

21 11. The hearing on Plaintiff's Motion for Final Approval of Settlement on the question
22 of whether the Settlement should be finally approved as fair, reasonable, and adequate is scheduled
23 in Department 17 of the Los Angeles Superior Court, Spring Street Courthouse, located at 312
24 North Spring Street, Los Angeles, CA 90012, on U&L AG-FCG / 2014, at _____ a.m. / p.m.

25 12. At the Final Fairness hearing, the Court will consider: (a) whether the Settlement
26 should be approved as fair, reasonable, and adequate for the Class; (b) whether a judgment granting
27 final approval of the Settlement should be entered; and (c) whether Plaintiffs' application for class
28 representative service awards, settlement administration costs, and Class Counsel's attorneys' fees
and costs should be granted.

1 13. Counsel for the parties shall file memoranda, declarations, or other statements and
2 materials in support of their request for final approval of Plaintiffs' application for class
3 representative service awards, settlement administration costs, Class Counsel's attorneys' fees and
4 costs, prior to the hearing on Plaintiffs' Motion for Final Approval of Settlement according to the
5 time limits set by the Code of Civil Procedure and the California Rules of Court.

6 14. The Court order the following implementation schedule:

Event	Date
Defendant to provide class contact information to the Administrator no later than:	_____ [15 days following preliminary approval]
Administrator to mail the Class Notice and Exclusion Form to the Class no later than:	_____ [14 days following provision of contact information]
Deadline for Class Members to submit disputes, request exclusion from, or object to the Settlement:	_____ [60 calendar days after mailing of the Class Notice]
Deadline for Plaintiffs to file Motion for Final Approval of Class Action Settlement:	_____ [60 calendar days after mailing of the Class Notice]
Hearing on Motion for Final Approval of Settlement	U.S. District Court for the Central District of California, at J. Edgar Hoover Building, 444 E. Main St., Dept. 19.

18 15. Pending the Final Approval hearing, all proceedings in this Action, other than
19 proceedings necessary to carry out or enforce the terms and conditions of the Settlement and this
20 Order, are stayed.

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1 16. Counsel for the Parties are hereby authorized to utilize all reasonable procedures in
2 connection with the administration of the Settlement which are not materially inconsistent with
3 either this Order or the terms of the Settlement.

4 **IT IS SO ORDERED.**

5 DATED: 05/30/2025

6 By: _____



Laura Seigle

JUDGE OF THE SUPERIOR COURT

Laura A. Seigle / Judge