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7 For Plaintiff, C. Emily Robertson

FILED
Superior Court of California
County of Los Angeles
08/01/2025

David W. Stryba, Executive Officer / Clerk of Court
By: T. Lewis Deputy

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9 **SUPERIOR COURT OF CALIFORNIA**
10 **COUNTY OF LOS ANGELES, CENTRAL DISTRICT**

11 **C. EMILY ROBERTSON**, individually and on
12 behalf of others similarly situated,

13 Plaintiff,

14 v.

15 **PRIVA PATH LABS, INC., a Delaware**
16 **Corporation;** and **DOES 1-50,**

17 Defendants.

Unlimited Jurisdiction
Case No.: 22STCV40620

Assigned to Hon. David S. Cunningham, III
Department SSC 11

Class Action

18 **~~[PROPOSED]~~ ORDER GRANTING**
19 **PRELIMINARY APPROVAL OF CLASS**
20 **ACTION AND PAGA SETTLEMENT**

21 Complaint Filed December 28, 2022
22 Trial Date None Set

23 Hearing Date August 1, 2025
24 Time 10:30 a.m.
25 Department SSC 11

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ORDER

The Motion for Preliminary Approval of Class Action Settlement came before this Court on August 1, 2025, the Honorable David S. Cunningham presiding.

Having considered the Stipulation of Class Action and PAGA Settlement and the Exhibits attached thereto (hereafter, the “Settlement Agreement”), having considered the Motion for Preliminary Approval of Class Action Settlement filed by the parties, having considered the respective points and authorities and declarations submitted by the parties in support thereof, and good cause appearing therefor,

THE COURT HEREBY ORDERS AS FOLLOWS:

1. For purposes of this Preliminary Approval Order, the Court incorporates by reference the definitions in the Amended Settlement Agreement filed with this Court on July 28, 2025, as Exhibit 1 to the Supplemental Declaration of Kenneth A. Goldman, Esq. in Support of Plaintiff’s Motion for Preliminary Approval of Class Action and PAGA Settlement, and all defined terms herein shall have the same meaning as set forth in the Settlement Agreement.

2. The Court grants preliminary approval of the Settlement as set forth in the Settlement Agreement and finds the terms to be within the range of reasonableness of a settlement that ultimately could be potentially granted approval by the Court at the Final Fairness and Approval Hearing. For purposes of the Settlement, the Court finds that the proposed Settlement Class is ascertainable and that there is a sufficiently well-defined community of interest among the Class in questions of law and fact. Therefore, for settlement purposes only, the Court grants conditional certification of the following “Settlement Class Members” defined as follows:

Any current or former non-exempt employees of Defendants in California who were either directly employed by Priva Path Labs, Inc. or staffed by Proforce Temporaries, Inc. dba Olympic Staffing Services at any Priva Path Labs, Inc. in California during the period of December 28, 2018, through February 3, 2024 who do not opt out of the Settlement.

3. Based on the submissions of the parties, the Court conditionally makes the following findings:

a. The Settlement Class Members are so numerous as to make joinder impracticable;

- b. There are questions of law and fact common to the Settlement Class, and such questions predominate over any questions affecting only individual Settlement Class Members;
- c. Plaintiff’s claims and the defenses thereto are typical of the claims of Settlement Class Members and the defenses thereto;
- d. Plaintiff and her counsel can and have fairly and adequately protected the interests of the Settlement Class Members in this action; and
- e. A class action is superior to all other available methods for fair and efficient resolution of this action.

4. For purposes of the Settlement only, the Court designates named Plaintiff C. Emily Robertson as Class Representative.

5. For purposes of the Settlement only, the Court designates Law Office Kenneth A. Goldman, PC as Settlement Class Counsel.

6. The Court confirms Apex Class Action LLC as the Settlement Administrator and orders the Settlement Administrator to perform the duties stated in the Settlement Agreement.

7. A Final Fairness and Approval Hearing on the question of whether the proposed Settlement should be finally approved as fair, reasonable and adequate as to the members of the Settlement Class is scheduled in Department 11 of the Los Angeles Superior Court, located at 312 N. Spring Street, Los Angeles, California, on ~~Tuesday, August 19, 2025~~, at ~~10:00~~ a.m./p.m.

8. At the Final Fairness and Approval Hearing, the Court will consider: (a) whether the Settlement should be approved as fair, reasonable and adequate for the Class; (b) whether a judgment granting approval of the Settlement should be entered; and (c) whether Plaintiff’s application for an award of attorneys’ fees, reimbursement of litigation expenses, and class representative enhancement award should be granted.

9. Counsel for the parties shall file a motion for final approval of the Settlement, a motion for an award of attorneys’ fees, reimbursement of litigation expenses, and supporting documents by no later than nine (9) court days prior to the Final Fairness and Approval Hearing date.

10. The Court approves, as to form and content, the Notice of Proposed Class Action Settlement and Hearing Date for Final Approval (“Notice”), which is attached to the Declaration of

1 Kenneth A. Goldman in Support of Preliminary Approval of Class Action and PAGA Settlement as
2 Exhibit 1. The Court finds that notice is adequately provided to the class in English only. The Court
3 further approves the procedures for Settlement Class Members to opt out of or object to the Settlement as
4 set forth in the Settlement Agreement and Notice.

5 11. The Court directs the Settlement Administrator to mail the Notice by first class mail to the
6 Settlement Class Members in accordance with the Implementation Schedule set forth below. The Court
7 finds the date selected for the mailing and distribution of the Notice, as set forth in the Implementation
8 Schedule, meets the requirements of due process and provide the best notice practicable under the
9 circumstances and shall constitute due and sufficient notice to all persons entitled thereto.

10 12. The Court finds that the form of notice regarding the pendency of the action and of this
11 Settlement, and the methods of giving notice to members of the Settlement Class, constitute the best notice
12 practicable under the circumstances and constitute valid, due, and sufficient notice to all members of the
13 Settlement Class. They comply fully with the requirements of California Code of Civil Procedure section
14 382, California Civil Code section 1781, California Rules of Court, rules 3.766 and 3.769, the California
15 and United States Constitutions, and other applicable law.

16 13. The Court encourages written objections to be sent to the Settlement Administrator in
17 advance of the Final Fairness Hearing; however, the Court shall not deny class members the opportunity
18 to present their objections to this Settlement, if any, at the time of the Final Fairness Hearing. Copies of
19 all written objections received from Class Members by the Settlement Administrator, if any, shall be
20 provided to all counsel.

21 14. The procedures and requirements for filing objections in connection with the Final Fairness
22 and Approval Hearing are intended to ensure the efficient administration of justice and the orderly
23 presentation of any Class Member's objection to the Settlement Agreement, in accordance with the due
24 process rights of all Class Members.

25 15. Pending the Final Fairness and Approval Hearing, all proceedings in this action, other than
26 proceedings necessary to carry out or enforce the terms and conditions of the Settlement Agreement and
27 this Order, are stayed.

28 16. Counsel for the Parties are hereby authorized to utilize all reasonable procedures in

1 connection with the administration of the Settlement which are not materially inconsistent with either this
 2 Order or the terms of the Settlement Agreement.

3 17. The Court orders the following Implementation Schedule for further proceedings:

Event	Date
Last day for Defendant to provide Class Member data to Claims Administrator for preparation of the Class Notice	_____ (14 calendar days after Preliminary Approval)
Last day for Claims Administrator to mail the Class Notice to Class Members	_____ (14 days after receiving Class Information from Defendant)
Last day for Class Members to submit opt-outs or objections to the Settlement (extended 14 days for re-mailed notices per § 7.4.4 of Settlement)	_____ (45 calendar days after date Class Notice was mailed)
Last day to file motion for Final Approval of Class Action Settlement with supporting documents and motion for Attorneys' Fees, Costs, and Enhance Award with supporting documents	_____ (16 court days before Final Fairness & Approval Hearing)
Final Fairness & Approval Hearing	T at at at at _____, at _____ JKIA a.m./p.m.

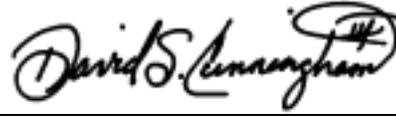
20 18. The Final Fairness and Approval Hearing and related prior deadlines set forth above may,
 21 from time to time and without further notice to the Settlement Class, except those who have filed timely
 22 and valid objections, be continued or adjourned by Order of the Court. The Settlement Administrator
 23 shall give notice to any Settlement Class Member who submits a written objection of any continuance of
 24 the Final Fairness Hearing.

25 19. The Settlement Administrator shall send copies of each written request for exclusion
 26 executed by a Settlement Class Member to counsel for the Parties within three business days of the
 27 Settlement Administrator's receipt thereof.

28 20. The Settlement Administrator shall file a declaration concurrently with the filing of any

1 motion for final approval, authenticating copies of every written objection and/or request for exclusion
2 received by the Settlement Administrator. The Settlement Administrator's declaration shall further
3 include a true and correct copy of the notice mailed to the Settlement Class.

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6 Dated: 08/01/2025



7 Hon. David S. Cunningham, III
8 Superior Court Judge
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