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STEPHANIE BOHRER, CLERK
By [Signature]
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9 SUPERIOR COURT OF THE STATE OF CALIFORNIA

10 FOR THE COUNTY OF SAN JOAQUIN

11 IGNACIO ELIAS, an individual, and on behalf of
12 all others similarly situated,

13 Plaintiff,

14 vs.

15 CES CLEANING CONTRACTORS, LLC, a
16 California limited liability company; and DOES 1
17 through 100,

18 Defendants.

CASE NO. STK-CV-UOE-2024-0002816

[Assigned for all purposes to the Hon.
Barbara Kronlund; Dept. 10D]

~~PROPOSED~~ ORDER GRANTING
PLAINTIFF'S MOTION FOR
PRELIMINARY APPROVAL OF
CLASS ACTION AND PAGA
SETTLEMENT

AUG 06 2025

FILED BY CA

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[PROPOSED] ORDER

The unopposed motion of Plaintiff Ignacio Elias ("Plaintiff") for Preliminary Approval of Class Action Settlement came on regularly for hearing before this Court on _____, at _____ a.m. The Court, having considered the proposed Stipulation of Class and PAGA Settlement (the "Settlement"), attached as Exhibit A to the Declaration of Daniel J. Brown filed ("Brown Decl.") concurrently herewith; having considered Plaintiff's Motion for Preliminary Approval of Class Action and PAGA Settlement, Memorandum of Points and Authorities in support thereof, and supporting declarations filed therewith; and good cause appearing, HEREBY ORDERS THE FOLLOWING:

1. The Court GRANTS the Parties' request to file the Second Amended Class and Representative Action Complaint ("SAC"), in the form attached as Exhibit B to the Brown Decl. and deems the SAC filed as of the date this Order. Defendant's Answer on file will be deemed the Answer to the SAC.

2. The Court GRANTS preliminary approval of the Settlement as set forth in the Settlement 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. 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 members of the Settlement Class in questions of law and fact. Therefore, for settlement purposes only, the Court grants conditional certification of the following Settlement Class:

All current and former non-exempt employees of Defendant CES Cleaning Contractors, LLC who worked at least one shift performing work for Defendant CES Cleaning Contractors, LLC at any time from March 6, 2020 through the date of this Order.

3. For purposes of the Settlement, the Court designates Ignacio Elias as the Class Representative and Daniel J. Brown and Kathleen Becket of Stansbury Brown Law, PC as Class Counsel.

4. The Court designates Apex Class Action as the third-party Settlement

1 Administrator for mailing notices.

2 5. The Court approves, as to form and content, the Notice of Pendency of Class
3 Action and Representative Action and Proposed Settlement (“Class Notice”) and attached as
4 Exhibit C the Brown Decl. filed concurrently herewith.

5 6. The Court finds that the form of notice to the Settlement Class regarding the
6 pendency of the action and of the Settlement, and the methods of giving notice to members of the
7 Settlement Class constitute the best notice practicable under the circumstances, and constitute
8 valid, due, and sufficient notice to all members of the Settlement Class. The form and method of
9 giving notice complies fully with the requirements of California Code of Civil Procedure section
10 382, California Civil Code section 1781, California Rules of Court 3.766 and 3.769, the California
11 and United States Constitutions, and other applicable law.

12 7. The Court further approves the procedures for Class Members to opt out of or
13 object to the Settlement, as set forth in the Class Notice.

14 8. The procedures and requirements for filing objections in connection with the Final
15 Fairness Hearing are intended to ensure the efficient administration of justice and the orderly
16 presentation of any Class Member’s objection to the Settlement, in accordance with the due
17 process rights of all Class Members.

18 9. The Court directs the Settlement Administrator to mail the Class Notice to the
19 members of the Settlement Class in accordance with the terms of the Settlement. The Court directs
20 the Settlement Administrator to carry out all duties as required by the Settlement.

21 10. The Class Notice shall provide at least 60 calendar days’ notice for Class Members
22 to opt out of, or object to, the Settlement. Any request for exclusion or written objection shall be
23 submitted directly to the Settlement Administrator and not filed with the Court. Upon receipt of
24 any requests for exclusion or written objections, the Settlement Administrator shall forward
25 copies to counsel for all Parties. The Settlement Administrator shall file a declaration concurrently
26 with the filing of the Motion for Final Approval of Class Action Settlement which authenticates
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1 a copy of every Request for Exclusion and written objection received by the Settlement
2 Administrator.

3 11. The Final Fairness Hearing on the question of whether the Settlement should be
4 finally approved as fair, reasonable, and adequate is scheduled in Department 10D of this Court,
5 located at 180 E Weber Avenue, Stockton, California 95202, on DEC. 30 2025, at
6 9:00 AM in Dept. 10D

7 12. At the Final Fairness Hearing, the Court will consider: (a) whether the Settlement
8 should be finally approved as fair, reasonable, and adequate for the Settlement Class; (b) whether
9 a judgment granting final approval of the Settlement should be entered; and (c) whether Plaintiff's
10 application for reasonable attorneys' fees, reimbursement of litigation expenses, Service Award
11 to Plaintiff, and payment to the Labor and Workforce Development Agency ("LWDA") for
12 penalties under the Labor Code Private Attorneys General Act ("PAGA") should be granted.

13 13. Counsel for the Parties shall file memoranda, declarations, or other statements and
14 materials in support of their request for final approval of the Settlement, attorneys' fees, litigation
15 expenses, Plaintiff's Service Award, settlement administration costs, and payment to the LWDA
16 for PAGA penalties prior to the Final Fairness Hearing according to the time limits set by the
17 Code of Civil Procedure and the California Rules of Court.

18 14. An implementation schedule is below:

Event	Date
Defendant to provide Class Data to Settlement Administrator no later than:	14 days after entry of order granting preliminary approval of settlement
Settlement Administrator to mail Class Notice to Class Members no later than:	Within seven (7) days from receipt of Class Data
Deadline for Settlement Class members to request exclusion from, or object to, the Settlement:	Within 60 days of date of initial mailing of notice packets
Deadline for Plaintiff to file Motion for Final Approval of Class Action Settlement:	16 <u>30</u> Court Days Prior To Final Fairness Hearing
Final Fairness Hearing:	<u>30</u> <u>Dec. 30</u> , 2025

