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FILED
San Diego Superior Court
MAR 26 2026
Clerk of the Superior Court
By: Y. Mapula, Deputy

7 **SUPERIOR COURT OF CALIFORNIA**
8 **COUNTY OF SAN DIEGO**

9
10 MARIA CORRAL, ROBERTO
CORRAL, AND MIGUEL ESPINOZA,
11 on behalf of themselves and all others
similarly situated,

12 Plaintiffs,

13 v.

14
15 NEW LEAF BIOFUEL, LLC AND
BAKER COMMODITIES, INC.

16 Defendants.

Case No. 37-2022-00041841-CU-NP-CTL

Judge: Hon. Joel R. Wohlfeil
Dept.: C-73

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

IMAGED FILE

Hearing Date: February 06, 2026
Time: 9:00 a.m.
Dept: C-73

Date Filed: October 18, 2022
Trial Date: None scheduled

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[PROPOSED] ORDER on Motion for Final Class Action Settlement Approval

1 ~~[PROPOSED]~~ ORDER GRANTING FINAL APPROVAL OF SETTLEMENT CLASS
2 CERTIFICATION AND CLASS ACTION SETTLEMENT

3 Before the Court is Plaintiffs and Settlement Class Representatives Maria Corral, Roberto
4 Corral, and Miguel Espinoza’s (collectively “Plaintiffs”) unopposed Motion for Final Approval
5 of Class Action Settlement between Defendants New Leaf Biofuel, LLC and Baker Commodities
6 Inc. (collectively “Defendants”) and the proposed Settlement Class defined below (the “Class” or
7 the “Settlement Class”). The parties to the Settlement respectfully request that the Court enter an
8 Order granting:

- 9 1) Final Approval of the Settlement Agreement and Class Settlement, finding that the
10 Settlement is fair, reasonable, adequate, and the product of investigation, adversarial
11 litigation, and arm’s length negotiation;
- 12 2) Confirming the certification, for settlement purposes only, of the Class and Subclass as
13 described, and designating the Class Period as October 01, 2021 to December 31, 2023;
- 14 3) Confirming the appointment of Plaintiffs Maria Corral, Roberto Corral, and Miguel
15 Espinoza as Settlement Class Representatives and of David Elliot of Elliot Law Office,
16 PC as Settlement Class Counsel;
- 17 4) Confirming the appointment of Apex Class Action, LLC (“Apex”) as the Settlement
18 Administrator;
- 19 5) Approving Class Notice as described in the Shim Declaration accompanying
20 Plaintiffs’ Motion as final and consistent with the Court’s Order granting Preliminary
21 Approval of Class Settlement;
- 22 6) Directing the Settlement Administrator to distribute the Settlement Awards to the
23 Class and other disbursements as provided for in Plaintiffs’ Motion and the Settlement
24 Agreement within thirty (30) days of the Court’s Order.

25 Having reviewed and considered the parties’ Settlement Agreement and the Plaintiffs’
26 Unopposed Motion for Final Approval of Class Action Settlement, the declarations filed in
27 support including the declaration of Settlement Class Counsel and Settlement Class
28 Administrator, the pleadings and other papers on file in this action, the statements of counsel and
the parties, and the terms and conditions of the Settlement Agreement, the Court makes the

1 findings and grants the relief set forth below, approving as Final the settlement outlined in the
2 Settlement Agreement upon the terms and conditions set forth in this Order and hereby orders
3 that the motion is GRANTED, and further finds and orders as follows:

4 NOW, THEREFORE, IT IS HEREBY ORDERED:

5 1) The Court approves as final the Class Action settlement terms set forth in
6 Plaintiffs' Motion for Final Approval of Class Settlement and the Parties' Settlement
7 Agreement as fair, reasonable, adequate, and in the best interests of the Settlement Class, as
8 well as the product of adequate investigation, adversarial litigation, and arm's length
negotiation.

9 2) The Court certifies as final for settlement purposes the Class and Subclass as
10 described in the Settlement Agreement and Plaintiffs' Motion for Final Approval.

11 3) The Court confirms the appointment for settlement purposes of Plaintiffs Maria
12 Corral, Roberto Corral, and Miguel Espinoza as Settlement Class Representatives and finds
them to be adequate.

13 4) The Court confirms for settlement purposes and appoints David Elliot of Elliot
14 Law Office, PC as Settlement Class Counsel, finding them to be adequate, capable,
15 experienced, and well-versed in class action litigation.

16 5) The Court confirms the appointment of Apex Class Action ("Apex") as
17 Settlement Class Administrator and orders Apex to distribute the Settlement Class Awards
18 as described in the Settlement Agreement, as well as attorneys' fees and expenses,
19 Administrator's expenses, and Plaintiffs' incentive awards, from the Common Fund as
20 described in the Court's Order on Plaintiffs' Motion for Attorneys' Fees and Expenses.

The Court further FINDS and ORDERS as follows:

21 6) On February 06, 2026, the Court held a hearing on Plaintiff's Motion for Final
22 Approval of Class Action Settlement.

23 7) In conformity with California Rules of Court, Rule 3.769, with due and adequate
24 notice having been given to Class Members, and the Court having considered Plaintiffs'
25 Unopposed Motion for Class Action Settlement and the Parties' operative Settlement
26 Agreement (the "Settlement Agreement"), all of the legal authorities and documents
27 submitted in support thereof, all papers filed and proceedings has herein, all oral and
28 written comments received regarding the proposed settlement, and having reviewed the

1 record in this litigation, and good cause appearing, the Court GRANTS final approval of
2 the Settlement and ORDERS AND MAKES THE FOLLOWING FINDINGS AND
3 DETERMINATIONS AND ENTERS FINAL JUDGMENT AS FOLLOWS:

4 8) All terms used in this Order Granting Final Approval of Class Action Settlement (the
5 “Order”) shall have the same meanings given as those terms are used and/or defined
6 in the parties’ Settlement Agreement. A copy of the Settlement Agreement is
7 attached as Exhibit A to the Declaration of David Elliot in support of Plaintiffs’
8 Motion for Final Approval and is made a part of this Order.

9 9) The Court has personal jurisdiction over the Parties to this litigation and subject
10 matter jurisdiction to make all findings and approve this Settlement and all exhibits
11 thereto.

12 10) For settlement purposes only, the Court finally certifies the Class and Subclass as
13 defined in Plaintiffs’ Motion and the Settlement Agreement.

14 11) The Court deems this definition sufficient for the purpose of California Rule of Court
15 3.765(a), solely for the purpose of effectuating the Settlement.

16 12) The Court finds that an ascertainable class exists and a well-defined community of
17 interest exists on the questions of law and fact involved because, for settlement
18 purposes, class-related issues predominate over any individual questions; the claims
19 of the Plaintiffs are typical of claims of the Class Members; and in negotiating,
20 entering into and implementing the Settlement, Plaintiffs and Settlement Class
21 Counsel have fairly and adequately represented and protected the interest of the Class
22 Members.

23 13) The Court is satisfied that Apex Class Action, LLC, which functioned and functions
24 as the Settlement Administrator, completed the distribution of Class Notice to the
25 Class in a manner that comports with California Rule of Court 3.766. The Class
26 Notice informed Class Members of the Settlement terms, their rights to do nothing
27 and receive their settlement share, their rights to submit a request for exclusion, their
28 rights to comment on or object to the Settlement, and their rights to appear at the
Final Approval Hearing and be heard regarding approval of the Settlement. Adequate
time to respond and to act were provided by and for each of these procedures.

- 1 14) No Class Members filed written objections to the Settlement as part of this notice
2 process.
- 3 15) No Class Members filed a written statement of intention to appear at the Final
4 Approval Hearing.
- 5 16) No Class Members submitted requests for exclusion, and thus all Class Members will
6 be bound by the Settlement.
- 7 17) The Court finds that the Settlement Agreement has been reached as a result of
8 informed and non-collusive arm's-length negotiations. The Court further finds that
9 the Parties have conducted extensive investigation and research, and their attorneys
10 were able to reasonably evaluate their respective positions.
- 11 18) The terms of the Settlement Agreement, including the Gross Settlement Amount of
12 \$700,000.00 and the award distribution formula, are fair, adequate, and reasonable to
13 the Class and to each Class Member, and the Court therefore grants final approval of
14 the Settlement set forth in the Settlement Agreement, subject to this Order.
- 15 19) The Court therefore directs the Parties to effectuate the Settlement Agreement
16 according to its terms and declares the Settlement Agreement to be binding on all
17 Parties and Class Members.
- 18 20) The Settlement Agreement is not an admission by Defendants, nor is this Order a
19 finding of the validity of any allegations or of any wrongdoing by any Defendant.
- 20 21) Neither this Order, the Settlement Agreement, nor any document referred to herein,
21 nor any action taken to carry out the Settlement Agreement, may be construed as, or
22 may be used as, an admission of any fault, wrongdoing, omission, concession, or
23 liability whatsoever by or against Defendant.
- 24 22) The Court approves the following allocations, as stipulated by and through the
25 Settlement Agreement, as fair and reasonable.
- 26 23) The not-to-exceed amount of \$8,000.00 for administration fees designated for
27 payment to Apex, the Settlement Administrator, is fair and reasonable. The Court
28 grants final approval of, and orders the Parties to make the payment to the Settlement
Administrator in accordance with the Agreement.
- 24) The \$157,500.00 amount requested by Plaintiffs and Class Counsel for the Class
Counsel's attorneys' fees is fair and reasonable in light of the benefit obtained for the

1 Class. The Court grants final approval of, awards, and orders the Class Counsel Fees
2 Payment to be made in accordance with the Plaintiffs' Motion and the Agreement.

3 25) The Court awards \$70,000 in litigation costs, an amount which the Court finds to be
4 reflective of the reasonable costs incurred. The Court grants final approval of, and
5 orders payment to Settlement Class Counsel in this amount to be made in accordance
6 with the Agreement.

7 26) The Court approves of the \$15,000.00 total allocation for service awards to the Class
8 Representatives and Orders that Maria Corral, Roberto Corral, and Miguel Espinoza
9 each be paid \$5000.00 from the common fund as a service award.

10 27) The Court orders the Parties to comply with and carry out all terms and provisions of
11 the Settlement. If any such terms contradict with this Order, the provisions of this
12 Order shall take precedence and supersede the Settlement.

13 28) Within 10 days after the Court has entered a final Order certifying the Class for
14 settlement purposes only and approving the Class Settlement, the Settlement
15 Administrator will give notice of judgment to Settlement Class Members, pursuant to
16 California Rules of Court, rule 3.771(b), by posting a copy of said Order and final
17 judgment on its website.

18 29) The Court hereby sets a hearing/non-appearance case review date of _____,
19 2026 at ____ a.m./p.m. for a hearing on the final accounting of the settlement funds.

20 30) Plaintiffs shall file with the Court a report regarding the status of said accounting at
21 least sixteen (16) court days prior to the final accounting hearing date.

22 31) The Settlement Class Administrator shall file a declaration regarding the same no
23 later than _____/five court days in advance of the final accounting hearing date.

24 32) The Court may, for any good cause, extend any of the deadlines set forth in this Order
25 without further notice to the Settlement Class Members;

26 33) The Court retains continuing and exclusive jurisdiction over the Action and the
27 Settlement, including jurisdiction pursuant to California Rule of Court 3.769(h), and
28 California Code of Civil Procedure § 664.6, solely for purposes of (a) enforcing the
Settlement Agreement, (b) addressing settlement administration matters, and (c)
addressing such post-Judgment matters as may be appropriate under court rules or
applicable law. The Court retains jurisdiction over the Action until and only until
such time as such conditions are fulfilled.

1 34) The Settlement Awards and all associated disbursements shall proceed pursuant to
2 the following schedule: (see Table 1, below)

3 Table 1: Settlement Distribution Schedule

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<u>Event</u>	<u>Date</u>	<u>Timing</u>
Hearing on Motion for Final Approval	February 06, 2026	
Court issues Order on Final Approval		
Defendants deposit Settlement Fund with Administrator		No later than 7 calendar days after Final Approval Order
Administrator verifies Class and Subclass membership and calculates awards for all verified Claims		Within 30 days after Final Approval Order
Administrator mails award checks, disburses attorneys' fees and costs, Administrator's fees, and service awards		Within 30 days after Final Approval Order
Period for Class members to cash award checks closes		60 days after checks mailed
Administrator "trues up" Net Settlement Amount for unclaimed or unused funds and distributes such funds to Class		No later than 90 days after award checks mailed
Administrator files final report with the Court		No later than 105 days after award checks mailed, or 5 days before final accounting hearing

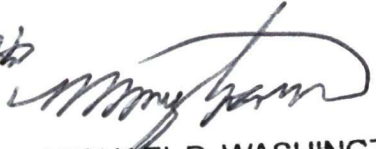
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22 Should any of the above milestones slip by a small interval or with the approval of the Court, this
23 will not constitute a material breach of the Court's Order or Settlement Agreement.

24 **IT IS SO ORDERED.**

25 Dated: March 26, 2026

26 By: ~~/s/ Joel R. Wohlfeil~~
27 Hon. ~~Joel R. Wohlfeil~~
Superior Court Judge


MICHAEL D. WASHINGTON