

HEATHER DAVIS, SBN 239372  
heather@protectionlawgroup.com  
D. LUKE CLAPP, SBN 306040  
luke@protectionlawgroup.com  
KIRYL KARPIUK, SBN 359697  
kiryl@protectionlawgroup.com  
**PROTECTION LAW GROUP, LLP**  
149 Sheldon Street  
El Segundo, California 90245  
Tel.: (424) 290-3095 Fax: (866) 264-7880

*Attorneys for Plaintiff*  
ALBERTO OSORIO PIMENTEL

**FILED**

**APR 28 2026**

Clerk of the Napa Superior Court  
By: Ally  
Deputy

**SUPERIOR COURT OF THE STATE OF CALIFORNIA  
COUNTY OF NAPA**

ALBERTO OSORIO PIMENTEL,  
individually and on behalf of others similarly  
situated,

Plaintiff,

vs.

OAK KNOLL FARMING CORPORATION,  
a California corporation; and DOES 1 through  
50, inclusive,

Defendants.

Case No.: 24CV001360

~~Assigned for All Purposes to Hon. Cynthia P.  
Smith~~

<sup>CPS</sup>  
**[PROPOSED] ORDER GRANTING  
MOTION FOR PRELIMINARY  
APPROVAL OF CLASS ACTION AND  
PAGA SETTLEMENT**

Hearing Date: April 9, 2026  
Hearing Time: 9:30 a.m.  
Department: A

Complaint Filed: August 7, 2024  
Trial Date: None

<sup>Al</sup>  
**[PROPOSED] ORDER**

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2 The Motion of Plaintiff Alberto Osorio Pimentel (“Plaintiff”) for Preliminary Approval of  
3 Class Action and PAGA Settlement (“Motion”) came on regularly for hearing before this Court.  
4 The Court, having considered the proposed Joint Stipulation of Class Action and PAGA Settlement  
5 attached as **Exhibit 2** to the Declaration of Heather Davis (“Settlement Agreement” or  
6 “Settlement”), filed concurrently with the Motion and the declaration itself, having considered  
7 Plaintiff’s Motion for Preliminary Approval of Class Action and PAGA Settlement, memorandum  
8 of points and authorities in support thereof, and other supporting documents; and good cause  
9 appearing, **HEREBY ORDERS THE FOLLOWING:**

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11 1. The Court **GRANTS** preliminary approval of the class action settlement as set forth  
12 in the Settlement Agreement and finds its terms to be within the range of reasonableness of a  
13 settlement that ultimately could be granted approval by the Court at a Final Fairness hearing. All  
14 terms used herein shall have the same meaning as defined in the Settlement Agreement. For  
15 purposes of the Settlement only, the Court finds that the proposed Class is ascertainable and that  
16 there is a sufficiently well-defined community of interest among the members of the Class in  
17 questions of law and fact. Therefore, for settlement purposes only, the Court grants conditional  
18 certification of the following settlement Class:

19 All current and former non-exempt employees that worked for Oak Knoll Farming  
20 Corporation in the State of California at any time between August 7, 2020, and  
21 April 9, 2026.

22 2. For purposes of the Settlement only, the Court designates Plaintiff as the Class  
23 Representative and designates Protection Law Group, LLP, as Class Counsel.

24 3. The Court designates Apex Class Action, LLC as the third-party Settlement  
25 Administrator.

26 4. The parties are ordered to implement the Settlement according to the terms of the  
27 Settlement Agreement.  
28

1           5.     The Court approves, as to form and content, the Notice of Proposed Class Action  
2 Settlement and Final Approval Hearing (“Notice of Settlement”) attached as **Exhibit A** to the  
3 Settlement.

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

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

17           8.     The Court directs the Settlement Administrator to mail the Notice of Settlement to  
18 the members of the Class in accordance with the terms of the Settlement. The Notice shall be  
19 mailed to the Class Members in both English and Spanish.

20           9.     The Notice of Settlement shall provide 120 days’ notice for Class Members to  
21 submit disputes, opt-out of, or object to the Settlement. This period shall commence on the date  
22 the Notice is actually mailed.

23           10.    The hearing on Plaintiff’s Motion for Final Approval of Settlement on the question  
24 of whether the Settlement should be finally approved as fair, reasonable, and adequate is scheduled  
25 in Courtroom A of this Court, located at 825 Brown St. Napa, CA 94559, on November 12, 2026,  
26 at 9:30 a.m.

27           11.    At the Final Fairness hearing, the Court will consider: (a) whether the Settlement  
28 should be approved as fair, reasonable, and adequate for the Class; (b) whether a judgment granting

1 final approval of the Settlement should be entered; and (c) whether Plaintiff's application for  
2 service and release awards, settlement administration costs, and Class Counsel's attorney's fees  
3 and costs, should be granted.

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

9 13. An implementation schedule is below:

Event	Date
Defendant to provide class contact information to Settlement Administrator no later than:	May 10, 2026 [30 days following preliminary approval]
Settlement Administrator to mail the Notice of Settlement to the Class no later than:	May 17, 2026 [7 days following provision of contact information]
Deadline for Class Members to submit disputes, request exclusion from, or object to the Settlement:	September 14, 2026 [120 days after mailing of the Notice of Settlement]
Deadline for Plaintiffs to file Motion for Final Approval of Class Action Settlement:	October 20, 2026 [16 court days before the Final Approval Hearing]
Hearing on Motion for Final Approval of Settlement	November 12, 2026, at 9:30 a.m.

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27 14. Pending the Final Fairness hearing, all proceedings in this action, other than  
28 proceedings necessary to carry out or enforce the terms and conditions of the Settlement and this

1 Order, are stayed. To facilitate administration of the Settlement pending final approval, the Court  
2 hereby enjoins Plaintiffs and all members of the Class from filing or prosecuting any claims, or  
3 suits regarding claims released by the Settlement, unless and until such Class Members have filed  
4 valid Requests for Exclusion with the Settlement Administrator.

5 15. Counsel for the parties are hereby authorized to utilize all reasonable procedures in  
6 connection with the administration of the Settlement which are not materially inconsistent with  
7 either this Order or the terms of the Settlement.

8 *16 The 8/5/26 OSC re Dismissal is vacated*

9 **IT IS SO ORDERED.**

10  
11 DATED: *4/27/24*

12 By:   
13 JUDGE OF THE SUPERIOR COURT