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FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN BERNARDINO

JUN 15 2026


BY: Amaris Morales Eumana, Deputy

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF SAN BERNARDINO**

UBALDO AYON, individually and on behalf
of others similarly situated, and as an
aggrieved employee and Private Attorney
General, and LUIS CALDERON,
individually and on behalf of others similarly
situated, and as an aggrieved employee and
Private Attorney General,

Plaintiff,

vs.

SOLIGENT DISTRIBUTION, LLC, a
Delaware limited liability company;
SOLIGENT HOLDINGS, INC., a Delaware
corporation; SOLAR ENGINE, LLC a
Delaware limited liability company; and
DOES 1 through 50, inclusive,

Defendants.

Case No.: CIVSB2400611

*Assigned for All Purposes to: Hon. Joseph T.
Ortiz, Dept. S-17*

**[PROPOSED] ORDER GRANTING
MOTION FOR PRELIMINARY
APPROVAL OF CLASS ACTION AND
PAGA SETTLEMENT**

Hearing Date: June 15, 2026
Hearing Time: 1:30 p.m.
Department: S-17

Complaint Filed: January 24, 2024
Trial Date: None Set

1 **[PROPOSED] ORDER**

2 The Motion of Ubaldo Ayon and Luis Calderon ("Plaintiffs") 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 3** to the Declaration of Kristy Connolly ("Settlement Agreement" or
6 "Settlement"), filed concurrently with the Motion and the declaration itself, having considered
7 Plaintiffs' 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:

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

19 All current and former hourly paid, non-exempt employees who were employed by
20 Defendants in the State of California at any time between January 24, 2020, and
February 1, 2026

21 2. For purposes of the Settlement only, the Court designates Plaintiffs as Class
22 Representatives, and designates Protection Law Group, LLP, K as Class Counsel.

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

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

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

19 9. The Notice of Settlement shall provide 45 calendar days’ notice for Class Members
20 to submit disputes, opt-out of, or object to the Settlement.

21 10. The hearing on Plaintiffs’ 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 S-17 of this Court, located at 247 West Third Street, San Bernardino, CA 92415,
24 on 10/26/26, 2026 at 1:30 a.m/p.m

25 11. 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
28

1 service and release awards, settlement administration costs, and Class Counsel's attorney's fees
2 and costs, should be granted.

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

8 13. An implementation schedule is below:

Event	Date
Defendants to provide class contact information to Settlement Administrator no later than:	[21 calendar days following preliminary approval]
Settlement Administrator to mail the Notice of Settlement to the Class no later than:	[7 calendar days following provision of contact information]
Deadline for Class Members to submit disputes, request exclusion from, or object to the Settlement:	[45 calendar days after mailing of the Notice of Settlement]
Deadline for Plaintiffs to file Motion for Final Approval of Class Action Settlement:	 [16 court days before the Final Approval Hearing]
Hearing on Motion for Final Approval of Settlement (suggested date October 26, 2026)	 10/26/26 @ 1:30pm

14. Pending the Final Fairness hearing, all proceedings in this action, other than
proceedings necessary to carry out or enforce the terms and conditions of the Settlement and this
Order, are stayed. To facilitate administration of the Settlement pending final approval, the Court
hereby enjoins Plaintiffs and all members of the Class from filing or prosecuting any claims, or

1 suits regarding claims released by the Settlement, unless and until such Class Members have filed
2 valid Requests for Exclusion with the Settlement Administrator.

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

6
7 **IT IS SO ORDERED.**

8
9 DATED: *June*
15, 2026

By: *Joseph Ortiz*

JUDGE OF THE SUPERIOR COURT
Hon. Joseph Ortiz