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Attorneys for Plaintiff
YOLANDA TEMBRINA, individually,
And on behalf of all others similarly situated

[Additional Counsel listed on following page]

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

YOLANDA TEMBRINA, individually, and
on behalf of other aggrieved employees
pursuant to the California Private Attorneys
General Act; MAC ROSALES, individually,
and on behalf of other members of the
general public similarly situated and on
behalf of other aggrieved employees pursuant
to the California Private Attorneys General
Act;

Plaintiffs,

vs.

WILLIAMS FURNACE CO., a Delaware
corporation; WILLIAMS FURNACE
COMPANY, an unknown business entity;
and DOES 1 through 100, inclusive,

Defendant.

Case No.: CIVSB2127440

CLASS ACTION

[Assigned for all purposes to the Honorable
Joseph T. Ortiz, Department S-17]

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

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN BERNARDINO
SAN BERNARDINO DISTRICT

SEP 21 2026

BY 
JESSICA GARCEZ, DEPUTY

1 **MATERN LAW GROUP, PC**

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11 Attorneys for Plaintiff MAC ROSALES,
12 individually, and on behalf of all others similarly
13 situated
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1 Plaintiffs MAC ROSALES and YOLANDA TEMBRINA's ("Plaintiffs") Motion for
2 Preliminary Approval of the Class Action and PAGA Settlement came for hearing on August 21, 2026
3 at 1:30 p.m. in Department S17 of the above-captioned Court. Having reviewed Plaintiffs' unopposed
4 Motion for Preliminary Approval of Class Action and PAGA Settlement, the Declarations of Dalia
5 Khalili, Selena Matavosian, Plaintiff Mac Rosales, and Plaintiff Yolanda Tembrina, and all exhibits
6 thereto, including the Class Action and PAGA Settlement Agreement ("Agreement" or "Settlement
7 Agreement"), and good cause appearing therefore, the Court hereby finds and orders as follows:

8 1. The Court finds on a preliminary basis that the Settlement memorialized in the
9 Agreement appears to be fair, adequate, and reasonable, falls within the range of reasonableness, and
10 therefore meets the requirements for preliminary approval.

11 2. This Order incorporates by reference the definitions in the Settlement Agreement, and
12 all capitalized terms defined therein shall have the same meaning in this Order as set forth in the
13 Settlement Agreement.

14 3. For settlement purposes only, the Court provisionally certifies the following class
15 ("Class" or "Class Members"):

16 All current and former non-exempt employees who worked for Williams Furnace Co.
17 ("Defendant") at its facility in Colton, California at any time during the period from
18 January 24, 2019 through July 22, 2024 (the "Class Period").

19 4. The Court finds, for settlement purposes only, that the class meets the requirements for
20 certification under California Code of Civil Procedure § 382 in that: (1) the class is so numerous that
21 joinder is impractical; (2) there are questions of law and fact that are common to all Class Members
22 which predominate over individualized issues; (3) Plaintiffs' claims are typical of the claims of the
23 Class Members; (4) Plaintiffs and Plaintiffs' counsel will fairly and adequately protect the interests of
24 the class; and (5) a class action is superior to other available methods for the fair and efficient
25 adjudication of the controversy.

26 5. The Court appoints, for settlement purposes only, Plaintiff Mac Rosales as the Class
27 Representative, and Plaintiff Yolanda Tembrina as the PAGA Representatives.

28 6. The Court approves, for settlement purposes only, Matern Law Group, PC (including

1 Matthew J. Matern and Julia Z. Wells) and Lawyers *for* Justice, PC (including Joanna Ghosh, Yasmin
2 Hosseini, and Selena Matavosian), as Class Counsel.

3 7. The Court appoints Apex Class Action Administration to act as the Settlement
4 Administrator.

5 8. The Court approves, as to form and content, the proposed Notice of Class Action
6 Settlement and Hearing Date for Final Court Approval (the "Class Notice") attached as "**Exhibit A**"
7 to the Agreement. The Court finds that the proposed notice plan is the best means practicable under
8 the circumstances for providing notice to the Class Members, and when completed, shall constitute
9 due and sufficient notice of the class action, proposed settlement, and the final approval hearing to all
10 persons entitled to such notice, in full compliance with due process and the notice requirements of
11 California Code of Civil Procedure § 877.6.

12 9. The Parties are ordered to carry out the Settlement according to the terms of the
13 Agreement. The Settlement is not a concession or admission and shall not be used against Defendant
14 as an admission or indication with respect to any claim of any fault or omission by Defendant. Nor
15 shall it or this Order constitute any finding, decision, or determination of fault, wrongdoing, or
16 misconduct by Defendant. Whether or not the Settlement is finally approved, neither the Settlement,
17 nor any document, statement, proceeding or conduct related to the Settlement, nor any reports or
18 accounts thereof, shall in any event be construed as, offered or admitted into evidence as, received as
19 or deemed to be in evidence for any purpose adverse to the Defendant, including, but not limited to,
20 evidence of a presumption, concession, indication or admission by Defendant of any liability, fault,
21 wrongdoing, omission, concession, or damage, or to establish the existence of any condition
22 constituting a violation of, or a non-compliance with state, federal, local or other applicable law, except
23 for legal proceedings concerning the implementation, interpretation, or enforcement of the Settlement.

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10. The Court orders the following implementation schedule:

Deadline for Defendant to Provide Class Data to Administrator	<u>Pursuant to Code</u> [20 calendar days after entry of the Preliminary Approval Order. Agreement, at § 4.2]
Last day for Administration to mail Notice Packets to Class Members	_____ [14 calendar days after receipt of Class Member Data from Defendant. Agreement, at § 7.4.2]
Response Deadline	<u>Pursuant to Code</u> [45 calendar days after the Notice Packets are mailed. Agreement, at § 1.46. Fourteen (14) calendar days will be added for Class Members to whom the Notice Packets are resent after having been returned undeliverable. <i>Id.</i>]
Last day to file and serve the Motion for Final Approval of Class Action Settlement	January 14, 2027 [16 court days before the Final Approval Hearing]
Final Approval Hearing	February 8, 2027 at 1:30 p.m., Department S17

IT IS SO ORDERED.

Date: Sept. 21, 2026


JUDGE OF THE SUPERIOR COURT
Hon. Joseph Ortiz

PROOF OF SERVICE

I am employed in the County of Los Angeles, State of California. I am over the age of 18 years, and not a party to this action. My business address is 2101 E. El Segundo Boulevard, Suite 403, El Segundo, California 90245.

On August 25, 2026, I served the following document or documents:

[PROPOSED AMENDED] ORDER GRANTING PLAINTIFFS' MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION AND PAGA SETTLEMENT

☒ **By e-mail or electronic transmission.** I caused the documents to be sent to the person at the e-mail addresses listed below. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

Vince M. Verde, Esq. Briana LaBriola, Esq. OGLETREE DEAKINS NASH SMOAK & STEWART, P.C 695 Town Center Drive, Suite 1500 Costa Mesa, California 92626 Telephone: (951) 683-1122 Facsimile: (951) 683-1144 Email: vince.verde@ogletree.com briana.labriola@ogletree.com dianna.kinnamon@ogletreedeakins.com erin.montgomery@ogletreedeakins.com	Attorneys for Defendants WILLIAMS FURNACE CO. and WILLIAMS FURNACE COMPANY
Terrence J. Miglio, Esq. Barbara Eckert Buchanan, Esq. BUTZEL LONG A Professional Corporation 301 E. Liberty St., Suite 500 Ann Arbor, Michigan 48104 Email: miglio@butzel.com buchanan@butzel.com	Attorneys for Defendants WILLIAMS FURNACE CO. and WILLIAMS FURNACE COMPANY
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1 I declare under penalty of perjury under the laws of the State of California that the foregoing
2 is true and correct.

3 Executed on August 25, 2026 at El Segundo, California.

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6 Eamon Bedford-Panori
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