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ELECTRONICALLY FILED
Superior Court of California
County of Sonoma
10/28/2026 3:27 PM
By: Janie Dorman, Deputy Clerk

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF SONOMA

FABIO ESCOBAR and LISANDRO REYES, individually, on behalf of themselves and all others similarly situated and aggrieved,

Plaintiffs,

vs.

BIAGI BROS., INC., a California Corporation; and DOES 1 to 25, inclusive,

Defendants.

Case No.: 23CV00749

[Assigned for all purposes to the Hon. Dana Beernink Simonds, Dept. 18]

STIPULATION TO CONTINUE FINAL APPROVAL HEARING; [~~PROPOSED~~] ORDER

Date: December 2, 2026
Time: 3:00 p.m.
Dept.: 18

Action Filed: December 23, 2022
Trial Date: None Set

TO THE HONORABLE COURT, ALL PARTIES, AND THEIR ATTORNEYS OF RECORD:

Plaintiffs FABIO ESCOBAR and LISANDRO REYES ("Plaintiffs") and Defendant BIAGI BROS., INC. ("Defendant") (collectively, the "Parties") hereby submit the following Stipulation to Continue the Final Approval Hearing currently set for December 2, 2026 by approximately ninety (90) days, or a date thereafter that is convenient for the Court, as follows:

RECITALS

WHEREAS, the Motion for Final Approval is presently set in this matter for December 2, 2026 at 3:00 p.m.;

WHEREAS, the Court granted the Motion for Preliminary Approval on August 27, 2026 but the Parties were not provided a signed preliminary approval order reflecting the Court's ruling at that time;

WHEREAS, the Parties did not receive the signed order from the Court preliminarily approving the settlement until October 8, 2026 due to processing delays by the Court;

WHEREAS, the delay in receiving the signed preliminary approval order from the Court prevented Notice to the Settlement Class Members from being sent. Indeed, under the terms of the Settlement, Defendant is not required to provide the Class Data to the Settlement Administrator until thirty (30) days after it receives the signed Preliminary Approval Order (i.e., not until November 7, 2026);

WHEREAS, once the Settlement Administrator receives the Class Data from Defendant, it then has fourteen (14) days under the terms of the Settlement to prepare and mail the Notices to the Settlement Class Members;

WHEREAS, once Notice is sent to the Settlement Class Members, the Settlement Class Members then have forty-five (45) days to respond (e.g., do nothing, opt out, or object) plus an additional fourteen (14) days for any Notice that has to be remailed to any Settlement Class Member;

WHEREAS, all of the foregoing means that the Settlement Class Members' deadline to respond to the Notice will not occur until after the current date (i.e., December 2, 2026) set for the Final Approval Hearing by the Court;

WHEREAS, given the that Settlement Class Members need to receive Notice of the Settlement and have an opportunity to express their views prior to the date set for the Final Approval Hearing, the Parties respectfully submit that good cause exists to continue the Final Approval Hearing currently set for December 2, 2026 by approximately ninety (90) days, or a date thereafter so that there is adequate time for the Notice to go out to the Settlement Class Members before the Final Approval Hearing takes place.

STIPULATION

NOW THEREFORE, IT IS HEREBY STIPULATED by and between the Parties that:

1. The Final Approval Hearing, currently set for December 2, 2026, shall be continued by approximately ninety (90) (i.e., to early March 2027), or a date and time thereafter that is suitable for the Court's calendar.

Dated: October 14, 2026

SHEGERIAN & ASSOCIATES

By: _____
Carney R. Shegerian
Anthony Nguyen
Erik Dos Santos

Attorneys for Plaintiffs FABIO ESCOBAR and LISANDRO REYES, individually, and on behalf of all others similarly situated and aggrieved

Dated: October 14, 2026

NOSSAMAN LLP

By: */s/ Drew Hansen*
Drew Hansen

Attorneys for Defendant BIAGI BROS., INC.

[PROPOSED] ORDER

Having considered the foregoing Joint Stipulation, and good cause appearing for the order requested by the Stipulation, it is hereby ordered as follows:

1. The Final Approval hearing previously set for December 2, 2026, is continued to March 3, 2027, 2027 at 3PM.

IT IS SO ORDERED.

Dated: 10/28/2026

DANA BEERNINK SIMONDS

Honorable Dana Beernink Simonds
Superior Court Judge

PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF SONOMA

I am an employee in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action; my business address is 320 N. Larchmont Boulevard, Los Angeles, California 90004.

On October 14, 2026[DATE], I served the foregoing document, described as **STIPULATION TO CONTINUE FINAL APPROVAL HEARING; [PROPOSED] ORDER** on all interested parties in this action by placing a true copy thereof in a sealed envelope, addressed as follows:

Drew Robert Hansen Seth M. Goldstein **NOSSAMAN LLP** 18101 Von Karman Ave., Suite 1800 Irvine, California 92612	dhansen@nossaman.com sgoldstein@nossaman.com *Attorneys for Defendant* Biagi Bros., Inc.

☒ **(BY ELECTRONIC MAIL)** I sent such document via electronic mail to the email(s) noted above.

☒ (**STATE**) I declare, under penalty of perjury under the laws of the State of California, that the above is true and correct.

Executed on October 14, 2026, at Los Angeles, California.

Kelvin Romero