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Filed MAR 14 2024
STEPHANIE BOHRER CLERK
By *[Signature]*
DEPUTY

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN JOAQUIN
(UNLIMITED JURISDICTION)

EDGAR MONTES SANCHEZ,
ARTURO RAMIREZ ALVAREZ,
FILIBERTO LOPEZ HERRERA, and
SERGIO JIMENEZ GARCIA, as
individuals and on behalf of all other
similarly situated persons, and MARTIN
VARELA SIFUENTES and
ESPERANZA HERRERA RAMIREZ, as
successors-in-interest to Daniel Varelas
Herrera,

Plaintiffs,

vs.

SARBANAND FARMS, LLC; MUNGER
BROS., LLC.; CROWNE COLD
STORAGE, LLC; ROBERT HAWK;
CLIFF WOOLLEY; and DOES 1 through
10.

Defendants.

CLASS ACTION

Case No.: STK-CV-VOE-2020-4825

sa
~~[PROPOSED]~~ ORDER GRANTING
PLAINTIFFS' MOTION FOR FINAL
APPROVAL OF CLASS ACTION
SETTLEMENT, ATTORNEY FEES, COSTS,
ENHACEMENTS, AND CLAIM
ADMINISTRATION, AND FOR ENTRY OF
JUDGMENT

Action Filed: June 11, 2020

Trial: Not set

Hon. George Abdallah

Hearing Date: March 14, 2024

Time: 9:00 A.M.

Department: 10A

FEB 02 2024

The above-captioned matter came on for hearing before the Court on March 14, 2024 on
Plaintiffs' Motion For Final Approval Of Class Action Settlement, pursuant to California Rule of

[PROPOSED] ORDER

ORIGINAL



1 Court 3.769(g).

2 Having received and considered the settlement agreement attached as Exhibit "1" to the
3 Declaration of Ezra Kautz filed with the motion ("the Settlement Agreement" or "the
4 Settlement"), which this Court preliminarily approved in its December 7, 2023, Order ("the
5 Preliminary Approval Order"), the supporting papers filed by the Parties, and the evidence and
6 argument received by the Court in support of the instant Motion, the Court hereby GRANTS final
7 approval of the Settlement and HEREBY ORDERS AND MAKES THE FOLLOWING
8 DETERMINATIONS:

9 1. Pursuant to the Preliminary Approval Order, a Notice of Class Action Settlement
10 ("Notice") was mailed to all members of the Settlement Class by first-class U.S. mail. The
11 Notice informed the Settlement Class of the terms of the Settlement, of their right to receive their
12 proportional share of the Settlement Fund and of their right to comment upon or object to the
13 Settlement and to appear in person or by counsel at the Final Approval hearing. Adequate periods
14 of time were provided by each of these procedures.

15 2. No Class Member objected to the Settlement. This Class Member response
16 provides a basis for the Court to make an informed decision regarding approval of the Settlement.

17 3. The Court hereby finds and determines that this Notice procedure afforded
18 adequate protections to Class Members and complied fully with Civil Code § 1781(e), Rule of
19 Court 3.769, due process, and all other applicable laws.

20 4. The Court further finds and determines that the terms of the Settlement are
21 adequate, fair and reasonable to Class Members and that the Settlement is ordered finally
22 approved, and that all terms and provisions of the Settlement Agreement should be and hereby are
23 ordered to be consummated.

24 5. The Court hereby confirms certification of the Settlement Class as provisionally
25 certified in the Preliminary Approval Order.

26 6. The Court hereby confirms Plaintiffs Edgar Montes Sánchez, Arturo Ramírez
27 Álvarez, Filiberto López Herrera, and Sergio Jiménez García as the "Class Representatives" in
28 this action.

1 7. The Court hereby confirms California Rural Legal Assistance Foundation as
2 “Class Counsel.”

3 8. The Court hereby confirms Atticus Administration LLC as the “Claim
4 Administrator” in this action.

5 9. The Court finds and determines that the individual settlement awards provided for
6 by the terms of the Settlement to be paid to each member of the Settlement Class are fair and
7 reasonable, and thus, the Court gives final approval to and orders the payments of those amounts
8 to be made in accordance with the terms of the Settlement.

9 10. The Court finds and determines the enhancement payments in the sum of
10 \$40,000.00 to Plaintiffs—\$10,000.00 each to Edgar Montes Sánchez, Arturo Ramírez Álvarez,
11 and Filiberto López Herrera, \$5,000.00 to Sergio Jiménez García, and \$5,000.00 collectively to
12 Martín Varela Sifuentes and Esperanza Herrera Ramírez as successors-in-interest to Daniel
13 Varelas Herrera—are fair and reasonable. The Court hereby orders the Claims Administrator to
14 make these payments in accordance with the terms of the Settlement Agreement.

15 11. The Court finds and determines that the payment to be paid to the Claim
16 Administrator in the amount of \$23,610.00, but no more than \$25,000.00, for its fees and
17 expenses incurred is fair and reasonable. The Court hereby orders that the Claim Administrator is
18 authorized to make this payment to itself in accordance with the terms of the Settlement
19 Agreement.

20 12. Pursuant to the terms of the Settlement, and the authorities, evidence and argument
21 submitted by Class Counsel, the Court hereby awards Class Counsel attorneys’ fees and costs in
22 the sum of \$100,000.00. The Court finds that the lodestar amount of \$173,572.50 and litigation
23 expenses of \$13,061.18 are reasonable, and that Plaintiffs’ application for less than that amount is
24 fair and reasonable. The Court hereby orders the Claim Administrator to make these payments in
25 accordance with the terms of the Settlement Agreement.

26 13. Nothing in this Order shall preclude any action to enforce the Parties’ obligations
27 pursuant to the Settlement Agreement or pursuant to this Order, including the requirement that
28 Defendants make payments to Class Members, in accordance with the Settlement Agreement.

