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
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LA Superior Court Los Angeles Superior Page 003 Of 010

1 VIRGINIA VILLEGAS (SBN 179062)
 2 ADALBERTO CORRES,(SBN 301427)
 3 **VILLEGAS CARRERA, LLP**
 4 170 Columbus Ave, Suite 300
 5 San Francisco, California 94133
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 Attorneys for Plaintiff

FILED
 Superior Court of California
 County of Los Angeles

JUN 22 2018

Sherri R. Carter, Executive Officer/Clerk of Court
 By , Deputy
 Jenny Tang

8 **IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA**
 9 **FOR THE COUNTY OF LOS ANGELES**
 10 **(UNLIMITED JURISDICTION)**

13 JUAN P. MOLINA,

14 Plaintiff,

15 vs.

16 CACIQUE, INC., and DOES 1 to 20,
 17 INCLUSIVE

18 Defendants.

CASE NO. BC603600

RESERVATION NO. 180313297250

ASSIGNED FOR ALL PURPOSES TO HON.
 MARK V. MOONEY, JR., DEPT. 68

NOTICE OF ENTRY OF ORDER

Action Filed: December 9, 2015
 Trial Date: None Set

VILLEGAS CARRERA, LLP
 Attorney at Law
 San Francisco

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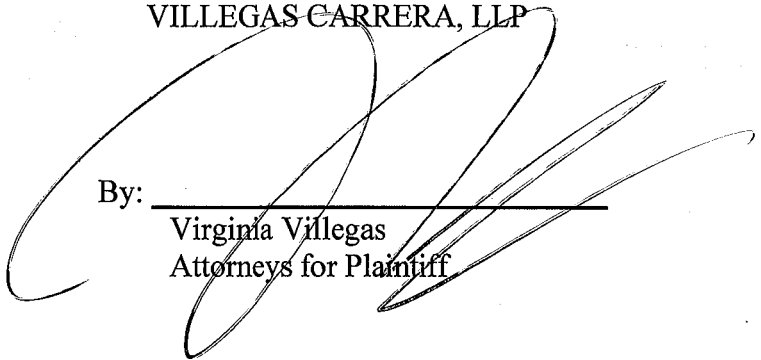
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TO: ALL INTERESTED PARTIES

PLEASE TAKE NOTICE that on June 18, 2018 the Court issued an order GRANTING Preliminary Approval of Class Action Settlement. A true and correct court certified copy of Judge Mooney's Order is attached hereto as Exhibit A.

DATED: June 20, 2018

VILLEGAS CARRERA, LLP

By: 

Virginia Villegas
Attorneys for Plaintiff

VILLEGAS CARRERA, LLP
Attorney at Law
San Francisco

EXHIBIT A

1 VIRGINIA VILLEGAS (SBN 179062)
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9 Attorneys for Plaintiff

CONFORMED COPY
ORIGINAL FILED
Superior Court of California
County of Los Angeles

JUN 18 2018

Sherri R. Carter, Executive Officer/Clerk

By: _____, Deputy

10 **IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA**
11 **FOR THE COUNTY OF LOS ANGELES**
12 **(UNLIMITED JURISDICTION)**

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15 **JUAN P. MOLINA,**

16 Plaintiff,

17 vs.

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19 **CACIQUE, INC., and DOES 1 to 20,**
20 **INCLUSIVE**

21 Defendants.

Case No. BC603600

RESERVATION NO. 180313297250

ASSIGNED FOR ALL PURPOSES TO HON.
MARK V. MOONEY, ~~SR.~~ DEPT. 68

**[PROPOSED] ORDER GRANTING
PRELIMINARY APPROVAL OF
SETTLEMENT AND SETTING FINAL
APPROVAL HEARING**

Date: June 18, 2018

Time: 8:30 a.m.

Courtroom: Dept. 68

Judge: Hon. Mark Mooney Jr.

Action Filed: December 9, 2015

Trial Date: Not Set

1 The unopposed motion of Plaintiff Juan P. Molina ("Plaintiff") and Defendant Cacique, Inc.
2 (collectively the "Settling Parties") came before this Court for an order (1) Conditionally Certifying
3 Settlement Class; (2) Preliminarily Approving Class Action Settlement; (3) Directing Distribution of
4 the Class Notice; and (4) Setting a briefing schedule for a motion for final approval and award of
5 attorneys' fees, costs, and class representative award and scheduling a final fairness hearing. The
6 Court has considered the Stipulation Re: Class Action Settlement and Release, the proposed Class
7 Notice, the submissions of counsel, and all other papers filed in this action. The matter having been
8 submitted and good cause appearing therefore, the Court at the hearing granted preliminary approval
9 of the class action settlement and the Court hereby finds and orders as follows:

10 1. All defined terms contained herein shall have the same meanings as set forth in the
11 Stipulation Re: Class Action Settlement and Release executed by the Settling Parties and filed with
12 this Court, including any amendments thereto, (the "Agreement").

13 2. The Court finds on a preliminary basis that the Settlement memorialized in the
14 Agreement is within the range for which final approval may be granted and hereby grants preliminary
15 approval of the Settlement.

16 3. The Court conditionally approves, for the purposes of approving this Settlement only
17 and for no other purpose and with no other effect on the Action, including no effect on the Action
18 should the Agreement not ultimately be approved or should the Final Effective Date not occur, an opt-
19 out class under Code of Civil Procedure section 382, that is defined as follows:

20 all persons who were employed by Cacique as Route Sales Representatives
21 assigned or supervised from its facility in City of Industry, California, at any
time during the Class Period.

22 The proposed Class meets the requirements for certification under Code of Civil Procedure
23 382 and Rule of Court 3.765: (a) the proposed Class is ascertainable and so numerous that joinder of
24 all members of the class is impracticable; (b) there are questions of law or fact common to the
25 proposed Class; (c) the claims of Plaintiff Juan P. Molina are typical of the claims of the members of
26 the proposed Class; (d) Plaintiff Juan P. Molina will fairly and adequately protect the interests of the
27 Class Members; (e) a class action is superior to other available methods for an efficient adjudication of
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1 this controversy; and (f) the counsel of record for the Class Representative is qualified to serve as
2 counsel for the Class Representative in his own capacity as well as in his representative capacity and
3 for the Class.

4 4. The Court hereby conditionally appoints Plaintiff Juan P. Molina as Class
5 Representative for the Class, subject to further consideration at the Final Approval Hearing.

6 5. The Court conditionally appoints Virginia Villegas, Villegas Carrera, LLP as Class
7 Counsel, subject to further consideration at the Final Approval Hearing.

8 6. The Court hereby appoints Simpluris, Inc. as the Settlement Administrator.

9 7. The Settling Parties have also presented to the Court for review a plan to provide
10 notice to the proposed Class of the terms of the Settlement and the options facing them including, *inter*
11 *alia*: to receive a payment under the Settlement, to object to the Settlement or to request exclusion
12 from the Settlement. The notice plan proposed by the Settling Parties in the Agreement is the best
13 practical under the circumstances. The Notice of (1) Proposed Class Action Settlement and (2) Final
14 Settlement Approval Hearing (“Class Notice”), attached as Exhibit A to the Agreement, is sufficient to
15 inform the Class Members of the terms of the Settlement, satisfies due process, and is hereby
16 approved. The Claims Administrator shall mail Exhibits A and B to the Class Members pursuant to
17 the applicable provisions in the Agreement. Cacique shall provide the Settlement Administrator with
18 the information necessary to conduct this mailing as set forth in the Agreement.

19 8. The Court hereby establishes the following deadlines:

20 [DATE – 30 Days After entry of Preliminary Approval Order] Deadline for Defendant to provide
21 Settlement Administrator Class
22 Information for purposes of mailing
23 Class Notice. [Stipulation, Section 3(d)]

24 [DATE – 14 Days After receiving Class Information] Deadline for Settlement Administrator
25 to mail Class Notice. [Stipulation,
26 Section 3(d)(i)]

27 [DATE – 60/74 Days After Mailing of Notice] Deadline for Class Members to
28 postmark, fax, or email Objections or
Requests for Exclusion to the
Settlement to the Settlement
Administrator, extended deadline if
re-mailing of the Notice. [Stipulation,

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Section 1(bb) and Section (3(d)(ii)]

[DATE – 60 Days After Mailing of Notice] Deadline for Class Members to postmark, fax, or email disputes to Defendant's records to the Settlement Administrator. [Stipulation, Section 1(bb), and Section 3(1)(5)]

[DATE] 10 DAYS PRIOR TO HEARING Deadline for Class Counsel to file and serve motion for final approval of Settlement and Class Representative Award.

[DATE] 10 DAYS PRIOR TO HEARING Deadline for Class Counsel to file and serve motion for attorney's fees and costs.

HEARING DATE/TIME Final Approval Hearing

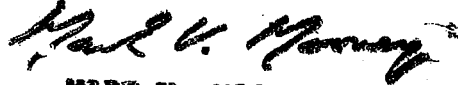
9. Individual Settlement Class Members may be heard at the Final Approval Hearing, either personally or through their counsel, only if they serve on the Settlement Administrator, on or before 60 days from the date of the mailing of the Class Notice, a written objection to the Settlement and/or a written notice of their intention to appear at the Final Approval Hearing.

10. Class Counsel shall respond to any written objection to the Settlement in their motion for final approval, which motion shall be filed and served 10 days prior to the date of the Final Approval Hearing which is set for Dec 18, 2018 at 8:30 a.m. in Department 68 of this Court. In addition, at the Final Approval Hearing, this Court will determine the amount of attorneys' fees, costs, and expenses to be paid to Plaintiff's Counsel. Class Counsel shall be prepared to address any objections to the Settlement and to provide other information as appropriate bearing on whether or not the Settlement should be finally approved.

11. In the event that the Final Effective Date does not occur for any reason whatsoever, the Agreement and this Order shall be deemed null and void and shall have no effect whatsoever.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: JUN 18 2018


MARK V. MOONEY
The Honorable Mark Mooney
JUDGE OF THE SUPERIOR COURT

PROOF OF SERVICE

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I, Karla Donis, declare the following:

I am over the age of eighteen years and not a party to the within entitled action. I am employed by Villegas Carrera, LLP located at 170 Columbus Ave., Ste. 300, San Francisco, California 94133.

On June 20, 2018, I served the attached documents:

• **NOTICE OF ENTRY OF ORDER**

on the interested parties as follows:

Diane Kimberlin
dkimberlin@littler.com
Littler Mendelson, P.C.
2049 Century Park E, Fl. 5
Los Angeles CA 90067
Facsimile (310) 553-5583
Attorneys for Defendants Cacique, Inc.

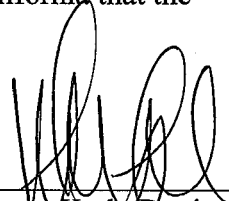
and served the named documents in the manner indicated below:

BY U.S. MAIL: I placed and sealed in envelope(s) true and correct copies of the above documents, by following ordinary business practices, and addressed envelope(s) to the addressee(s) for collection and mailing with the United States Postal Service, and in the ordinary course of business, correspondence placed for collection on a particular day is deposited with the United States Postal Service that same day.

BY HAND DELIVERY/PERSONAL SERVICE: I placed and sealed in a bankers box, true and correct copies of the above documents and addressed box to the addressee(s) and personally delivered such box at the offices of addressee(s) listed hereinabove.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on June 20, 2018, at San Francisco, California.



Karla Donis