

ROSEN ♦ SABA, LLP

RYAN D. SABA, ESQ. (State Bar No. 192370)

rsaba@rosensaba.com

TYLER C. VANDERPOOL, ESQ. (State Bar No. 279175)

tvanderpool@rosensaba.com

9350 Wilshire Boulevard, Suite 250

Beverly Hills, California 90212

Telephone: (310) 285-1727

Facsimile: (310) 285-1728

Attorneys for Plaintiffs,
ERICK MONROY and ILSE ASCENSIO**SUPERIOR COURT OF THE STATE OF CALIFORNIA****COUNTY OF LOS ANGELES-CENTRAL CIVIL WEST**ERICK MONROY, an individual, and ILSE
ASCENSIO, an individual*Plaintiffs,*

v.

YOSHINOYA AMERICA, INC., a California
corporation, YOSHINOYA HOLDINGS CO.,
LTD., a Japanese corporation, and DOES 1 to
100, inclusive, et al.,*Defendants.*

Case No.: BC653419

Honorable Daniel J. Buckley

Dept. SS-1

CLASS ACTION**[PROPOSED] ORDER GRANTING
PLAINTIFFS' MOTION FOR FINAL
APPROVAL OF SETTLEMENT AND
MOTION FOR ATTORNEY'S FEES,
COSTS, AND INCENTIVE PAYMENTS**

Complaint Filed: March 7, 2017

Trial Date: None Set

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

SEP 18 2020

Sherri R. Carter, Executive Officer/Clerk

By: Stephanie Chung, Deputy

RECEIVED
LOS ANGELES SUPERIOR COURT

AUG 26 2020

S. DREW

ORDER

On September 18, 2020, at 10:30 a.m., Plaintiffs' Motion for Final Approval and Motion for Attorney's Fees, Costs, and Incentive Payments came on for regularly noticed hearing. After reviewing the parties' respective submissions and allowing the parties the opportunity to be heard, the Court issued the following Orders:

1. The Court grants final approval of the terms of the settlement as set forth in the Revised Settlement Agreement dated March 10, 2020, and finds the terms to be fair, reasonable, adequate, and in the best interest of the class members. Defendant shall pay the gross sum of \$1,450,000 to fund the settlement of the class claims by no later than October 2, 2020.

2. The Court approves Class Counsel's award of attorney's fees in the amount of \$483,333 and costs in the amount of \$54,792.74 for a total amount of \$538,125.74. The award of attorney's fees and costs shall be distributed to Class Counsel by no later than October 12, 2020.

3. The Court approves incentive payments of \$7,500 each to Plaintiffs Erick Monroy and Ilse Ascensio for a total amount of \$15,000. The incentive payments shall be distributed to Plaintiffs by no later than October 12, 2020.

4. The Court approves the payment of \$50,000 to resolve the PAGA claims, 75% of which (\$37,500) shall be paid to State of California and 25% of which (\$12,500) shall be added to the distribution to the Class Members. The payment to the State of California shall be distributed no later than October 12, 2020.

5. The Court approves an award of administration costs in the amount of \$26,190 to the Settlement Administrator, KCC.

6. The Court approves the payment and distribution of the net proceeds of the settlement (\$833,184.26) to the class members who did not opt out of the Settlement. The distribution to the class member shall be made no later than October 12, 2020.

IT IS SO ORDERED.

DATED: Sept. 18, 2020

DANIEL J. BUCKLEY

HON. DANIEL J. BUCKLEY
SUPERIOR COURT JUDGE

PROOF OF SERVICE

STATE OF CALIFORNIA)
) **ss**
COUNTY OF LOS ANGELES)

I am employed 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 9350 Wilshire Boulevard, Suite 250, Beverly Hills, California 90212.

On August 26, 2020, I served the foregoing document described as **[PROPOSED] ORDER GRANTING PLAINTIFFS' MOTION FOR FINAL APPROVAL OF SETTLEMENT AND MOTION FOR ATTORNEY'S FEES, COSTS, AND INCENTIVE PAYMENTS**, on the interested parties in this action by placing a true copy thereof enclosed in sealed envelopes addressed as follows:

SHEPPARD, MULLIN, RICHTER & HAMPTON LLP Thomas R. Kaufman, Esq. Michael T. Campbell, Esq. 1901 Avenue of the Stars, Ste. 1600 Los Angeles, CA 90067-6055	Attorneys for Defendant YOSHINOYA AMERICA, INC.: Tel: (310) 228-3700 Fax: (310) 228-3701
-------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-------------------------------------------------------------------------------------------------------

BY E-MAIL AND ELECTRONIC TRANSMISSION VIA CASEANYWHERE

Executed on **August 26, 2020**, at Beverly Hills, California.

/s/ Tyler C. Vanderpool