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SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF ORANGE

MATIAS PUGLISI, individually, on behalf of
all others similarly situated, and as a
representative of other aggrieved employees,

Plaintiff,

vs.

STORM WATER INSPECTION &
MAINTENANCE SERVICES, INC., a
California corporation; and DOES 1 to 10,

Defendants.

Case No.: 30-2020-01175159-CU-OE-CXC

Assigned for all purposes to:
Hon. Peter Wilson
Dept. CX102

CLASS ACTION

**ORDER GRANTING
MOTION FOR PRELIMINARY APPROVAL
OF CLASS ACTION AND PAGA ACTION
SETTLEMENT**

ORDER

On October 6, 2022 the Court conducted a hearing on Plaintiff's Unopposed Motion for Preliminary Approval of Class Action Settlement ("Motion"). The Court considered the Motion papers, and GOOD CAUSE appearing, IT IS HEREBY ORDERED that the Motion is GRANTED as follows:

1. The Court preliminarily approves the Settlement memorialized in the Parties' Stipulation of Class Action and PAGA Settlement and Release, as modified by the Amendment to the Stipulation, which together, are attached here as Exhibit A. The Court finds that the Settlement falls within the range of reasonableness of a settlement that could ultimately be granted final approval by the Court, and merits submission to Class Members for their consideration. All capitalized terms used in this Order shall have the same defined meanings as set forth in the Stipulation of Class Action and PAGA Settlement and Release, unless stated otherwise.

2. The Court conditionally certifies the following Settlement Class for settlement purposes only pursuant to California Code of Civil Procedure § 382:

All current and former non-exempt employees who worked for SWIMS in California from November 17, 2016 through the date of Preliminary Approval of this Agreement

3. The Court approves the Notice of Class Action Settlement ("Class Notice"), attached hereto as Exhibit B, for mailing to Class Members.

4. The Court conditionally appoints Sang J Park of PARK APC as Class Counsel.

5. The Court conditionally appoints Matias Puglisi as the Class Representative.

6. The Court appoints Atticus Administration, LLC as the Settlement Administrator.

7. The Court preliminarily approves Class Counsel's request for Attorney's Fees of \$166,667 (not to exceed) subject to final review by the Court.

8. The Court preliminarily approves Class Counsel's request for Costs up to \$20,000 (not to exceed) subject to final review by the Court.

1 9. The Court preliminarily approves Class Counsel's request for Plaintiff's Service
2 Payment of \$10,000 (not to exceed) subject to final review by the Court.

3 10. The Court preliminarily approves the Settlement Administration Fee of \$10,800
4 (not to exceed) to be paid to Atticus Administration, LLC.

5 11. The Court preliminarily approves the PAGA Payment of \$25,000 pursuant to
6 Private Attorneys General Act (25% to Aggrieved Employees and 75% to the LWDA).
7 "Aggrieved Employees" are all current and former non-exempt employees who have worked for
8 SWIMS in California during the time period of August 25, 2019 through the date of Preliminary
9 Approval of this Agreement.

10 12. The Court approves of the procedure for Requests for Exclusions, Objections and
11 Disputes.

12 13. The following dates shall govern for the purposes of the Settlement:
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Deadline	Activity
21 days from Preliminary Approval	Defendant shall provide Settlement Administrator with the Class Data List.
35 days from Preliminary Approval	Settlement Administrator shall mail, by U.S. First Class, to Class Members a Class Notice. The Class Notice shall list the individual Settlement Class Member's total number of Workweeks.
60 days from mailing date	All Class Members' requests for exclusion, and objections must be postmarked by this date.
30 days from completion of the notice period	Plaintiff shall submit their Motion for Final Approval of Class Action Settlement and Plaintiff's Motion for Attorney's Fees and Costs and Class Representative's Enhancement Payment.
16 court days from Plaintiff's filing Motion for Final Approval of Class Action Settlement and Plaintiff's Motion for Attorney's Fees and	The Court will hear Plaintiff's Motion for Final Approval of Class Action Settlement and Plaintiff's Motion for Attorney's Fees and

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Costs and Class Representative's Enhancement Payment	Costs and Class Representative's Enhancement Payment.
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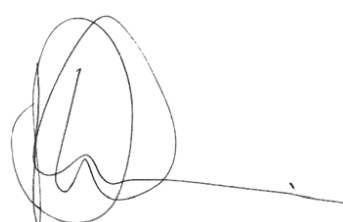
14. Class Members are enjoined from initiating or prosecuting any proceeding on any claim to be released pursuant to the Stipulation unless and until the Class Member opts out of the Class.

15. Class Counsel shall file their Motion for Final Approval of Class Action Settlement and Plaintiff's Motion for Attorney's Fees and Costs and Class Representative's Enhancement Payment by thirty days from completion of the notice period.

16. On March 9, 2023 at 2 pm, the Court will hold a final fairness hearing to determine whether the Settlement, including Class Counsel's attorney's fees and costs and Class Representative's Enhancement Award, should be finally approved as fair, reasonable and adequate.

IT IS SO ORDERED.

Dated: October 11, 2022



Hon. Peter Wilson
Superior Court Judge