

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

JUN 03 2019

Sherri R. Carter, Executive Officer/Clerk
By: Nancy Navarro, Deputy

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

GRAHAM HOLLIS APC
3555 FIFTH AVENUE SUITE 200
SAN DIEGO, CALIFORNIA 92103

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF LOS ANGELES

LUIS AGREDANO, individually and on behalf of all other similarly situated employees of DEFENDANTS in the State of California,

Plaintiff,

v.

SOUTHWEST WATER COMPANY;
SUBURBAN WATER SYSTEMS; and
DOES 1 THROUGH 50, Inclusive,

Defendants.

Case No.: BC648190

~~PROPOSED~~ JUDGMENT

Date: May 23, 2019
Time: 8:00 a.m.
Judge: Hon. Maren Nelson
Dept.: 17

Complaint Filed: January 26, 2017

In accordance with, and for the reasons stated in the Order Granting Motion for Final Approval of Class Action Settlement, the Court grants final approval of the Class Action and Private Attorneys General Act ("PAGA") Representative Action Settlement and Release, as amended, filed with the Court on December 18, 2018 ("Amended Settlement Agreement").

IT IS, THEREFORE, ORDERED, ADJUDGED, AND DECREED AS FOLLOWS:

- This Court grants class certification and hereby certifies the following Class for purposes of effectuating the settlement:

"All non-exempt employees of Defendants SouthWest Water Company and Suburban Water Systems who work or worked in California in any of Defendants' construction departments and worked as utility workers, utility worker assistants,

1 technicians (including QA technicians and engineering technician), operators
2 (including operator wastewater operator water, chief operators), engineer
3 associates, meter readers, mechanics, customer service representatives, inspectors,
4 field workers, or similar job title.”

- 5 • In accordance with the Order Granting Motion for Final Approval, the Court finds the
6 \$1,220,000.00 reversionary Settlement fair, adequate and reasonable.
- 7 • The Court finds that of the 134 potential Class Members 110 are Qualified Claimants because
8 they did not request exclusion from the Settlement, completely filled out the Claim Form, and
9 returned it to the Settlement Administrator before the expiration of the Claim Submission
10 Period.
- 11 • The Court finds only 1 potential Class Member, Robert Arriola, requested exclusion of the
12 Settlement, and therefore, he will be excluded from the Class, will not participate in and will
13 not be bound by the Amended Settlement Agreement.
- 14 • Pursuant to the terms of the Amended Settlement Agreement, the Court adjudges that Plaintiff
15 and all remaining 133 Class Members that did not request exclusion from the Settlement have
16 fully, finally, and conclusively compromised, settled, and released Defendants SouthWest
17 Water Company and Suburban Water Systems, and all of their past or present officers,
18 directors, shareholders, employees, agents, principals, heirs, representatives, accountants,
19 auditors, consultants, insurers and reinsurers, and their respective successors and predecessors
20 in interest, subsidiaries, affiliates, parents, and attorneys (the “Released Parties”) from any and
21 all claims alleged in the Action or that could have been brought in the Action based upon the
22 facts alleged in the Complaint and First Amended Complaint, whether brought under state,
23 local law or federal law, including but not limited to the California Labor Code, the California
24 Private Attorneys General Act, Industrial Welfare Commission Wage Orders, and/or contract
25 law that are based on, directly related to, or were or could have been pled based on the factual
26 allegations alleged in the Action, whether known or unknown, and whether in the nature of
27 wages, overtime, premium pay, statutory penalties, civil penalties, liquidated damages,
28 punitive damages, attorneys' fees, costs, interest, or injunctive relief or other remedies, that

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28


exist in their favor through the date of Preliminary Approval (the “Class Released Claims”). In addition, all Qualifying Claimants that deposit their Individual Settlement Payment, or that tender their Individual Settlement Payment for payment shall be deemed to express their intent to opt in, join, settle and fully release and discharge any claims the Qualified Claimant may have under the Fair Labor Standards Act, 29 U.S.C. § 201 et seq.

- The Court hereby:
 - Awards \$406,666 in attorney’s fees to Class Counsel GrahamHollis, APC;
 - Awards \$23,935.60 in litigation costs to GrahamHollis APC;
 - Awards \$5,000 to Plaintiff Luis Agredano as a Class Representative Service Award;
 - Awards \$7,450 in claims administration costs to ILYM Group, Inc.
 - Approves the payment of \$27,450 to the California Labor Workforce Development Agency.
- In accordance with the terms of the Amended Settlement Agreement, any remaining unclaimed funds of the Net Settlement Sum shall revert to and be property of Defendants SouthWest Water Company and Suburban Water Systems.

Pursuant to California Rule of Court 3.769(h), this Court reserves exclusive and continuing jurisdiction over this action and the Parties for the purposes of: (a) supervising the implementation, enforcement, construction, and interpretation of the Amended Settlement Agreement, and the Order of Final Approval; and (b) supervising distribution of amounts paid under this Settlement.

IT IS SO ORDERED AND JUDGMENT IS HEREBY ENTERED.

Dated: 6/3/19



Honorable Maren Nelson
Judge of the Superior Court