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6 Attorneys for Plaintiff
AMBER COYLE

7 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
8 **COUNTY OF LOS ANGELES**

9 AMBER COYLE, as an individual and on
10 behalf of others similarly situated,

11 Plaintiff,

12 vs.

13 MOSAIC SALES SOLUTIONS US
14 OPERATING CO., LLC; and DOES 1
15 through 100,
16 Defendants.

Case No. 19STCV30088

[Assigned to Dept. 7, Hon. Lawrence P. Riff]

**NOTICE OF ENTRY OF ORDER
GRANTING FINAL APPROVAL OF CLASS
ACTION SETTLEMENT AND APPROVAL
OF ATTORNEYS' FEES, COSTS, AND
CLASS REPRESENTATIVE'S SERVICE
PAYMENT**

1 **TO THE COURT, ALL PARTIES HEREIN, AND THEIR RESPECTIVE ATTORNEYS OF**
2 **RECORD:**

3 **PLEASE TAKE NOTICE** that on January 30, 2023, the Court entered the Order Granting
4 Final Approval of Class Action Settlement and Approval of Attorneys' Fees, Costs, and Class
5 Representative's Service Payment ("Order").

6 A true and correct copy of the Court's Order is attached hereto as **Exhibit A**.

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10 Dated: January 31, 2023

LAW OFFICES OF PETER M. HART

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12
13 By /s/ Ashlie E. Fox
14 Peter M. Hart
15 Ashlie E. Fox
16 Attorneys for Plaintiff
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Exhibit A

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Attorneys for Plaintiff
AMBER COYLE

FILED
Superior Court of California
County of Los Angeles

01/30/2023

David W. Slayton, Executive Officer / Clerk of Court

By: A. Morales Deputy

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF LOS ANGELES

AMBER COYLE, as an individual and on
behalf of others similarly situated,

Plaintiff,

vs.

MOSAIC SALES SOLUTIONS US
OPERATING CO., LLC; and DOES 1
through 100,

Defendants.

Case No. 19STCV30088

[Assigned to Dept. 7, Hon. Lawrence P. Riff]

**[PROPOSED] ORDER GRANTING FINAL
APPROVAL OF CLASS ACTION
SETTLEMENT AND APPROVAL OF
ATTORNEYS' FEES, COSTS, AND CLASS
REPRESENTATIVE'S SERVICE PAYMENT**

*[Notice of Motion and Motion for Final Approval
of Class Action Settlement and For Approval of
Attorneys' Fees, Costs, and Class
Representative's Service Payment, Declarations
of Peter M. Hart, Gregory N. Karasik, Amber
Coyle, and Bryn Bridley filed concurrently
herewith]*

**Date: January 30, 2023
Time: 10:00 a.m.
Dept.: 7**

1 **[PROPOSED] ORDER**

2 This matter came before this Court on Plaintiff’s Motion for Final Approval of Class Action
3 Settlement and Motion for Attorneys’ Fees and Costs, Award of Class Representative’s Service
4 Payment, and Settlement Administration Costs (collectively “Final Approval Motion”).

5 WHEREAS, a proposed class action is pending before the Court entitled *Amber Coyle v. Mosaic*
6 *Sales US Operating Co., LLC*, Case Number 19STCV30088;

7 WHEREAS, the Court has received and reviewed the Second Amended Joint Stipulation of
8 Settlement and Release (“Settlement”) entered into between Plaintiff Amber Coyle (“Plaintiff”), on the
9 one hand, and Defendant Mosaic Sales US Operating Co., LLC (“Defendant”), on the other hand, on or
10 about August 3, 2022, filed on August 10, 2022, and attached as Exhibit 2 to the Supplemental
11 Declaration of Ashlie E Fox in Support of Plaintiff’s Motion for Preliminary Approval of Class Action
12 Settlement, and having considered the terms of the proposed Settlement set forth therein and the Court’s
13 Order Granting Preliminary Approval of the Settlement dated September 7, 2022;

14 WHEREAS, all terms contained herein shall have the same meanings as set forth in the
15 Settlement, unless otherwise defined herein;

16 WHEREAS, on September 7, 2022, the Court entered its Order preliminarily approving the
17 Settlement of this Class Action, approving the form and method of notice of settlement to be provided
18 to Class Members, and setting a date and time for a Final Approval and Fairness Hearing to consider
19 whether the Settlement should be finally approved by the Court pursuant to California Code of Civil
20 Procedure Section 382 as fair, adequate, and reasonable (the “Preliminary Approval Order”);

21 WHEREAS, the Preliminary Approval Order further directed that all Class Members be given
22 notice of the Settlement and of the date for the Final Approval and Fairness Hearing;

23 WHEREAS, the Court has received the declaration of the Settlement Administrator, Atticus
24 Administration, attesting to the mailing of the Notice Packet in accordance with the Preliminary
25 Approval Order;

26 WHEREAS, the claims administration went forth as ordered by this Court;
27
28

1 WHEREAS, there have been zero (0) objections to the Settlement and Class Counsels' request
2 for attorneys' fees and costs, Class Representative's Service Payment, and Settlement Administration
3 Costs;

4 WHEREAS, there has been one (1) request for exclusion from the Settlement by Idell Laci
5 Burnett;

6 WHEREAS, the Court having conducted a Final Approval and Fairness Hearing, and having
7 considered the arguments presented, all papers filed and all proceedings had therein;

8 1. The Settlement in this action warrants final approval pursuant to California Code of Civil
9 Procedure Section 382 because it is fair, adequate, and reasonable to those it affects, and resulted from
10 vigorously contested litigation, substantial discovery, motion practice, and extensive good-faith arm's
11 length negotiations between the Parties, and is in the public interest considering the following factors:

- 12 (a) the strength of the Plaintiff's case;
- 13 (b) the risk, expense, complexity and likely duration of further litigation;
- 14 (c) the risk of maintaining class action status throughout the trial;
- 15 (d) the amount offered in settlement;
- 16 (e) the extent of discovery completed, and the stage of the proceedings;
- 17 (f) the experience and views of counsel; and
- 18 (g) the reaction of the class members to the proposed settlement.

19 *Clark v. Am. Residential Servs. LLC*, 175 Cal. App. 4th 785, 799 (2009). Settlements that follow
20 sufficient discovery and genuine arm's length negotiation are presumed fair. *Dunk v. Ford Motor Co.*,
21 48 Cal. App. 4th 1794, 1802 (1996), *as modified* (Sept. 30, 1996). The Court finds the settlement is
22 entitled to a presumption of fairness.

23 2. The Final Approval Motion is hereby GRANTED, and the Settlement is hereby
24 APPROVED as fair, reasonable, adequate, and in the public interest, and the terms of the Settlement are
25 hereby determined to be fair, reasonable and adequate, for the exclusive benefit of the Settlement Class
26 Members. The Parties are directed to consummate the Settlement in accordance with its terms.
27

1 3. The Court APPROVES payment of Class Representative's Service Payment to Amber
2 Coyle in the amount of \$5,000.00 in accordance with the terms of the Settlement.

3 4. The Court APPROVES payment of attorneys' fees in the amount of \$49,333.33 in
4 accordance with the terms of the Settlement and costs in the amount of \$13,250.00 to the Law Offices
5 of Peter M. Hart as Class Counsel in accordance with the terms of the Settlement.

6 5. The Court APPROVES payment of costs to the Claims Administrator, Atticus
7 Administration, for Settlement Administration Costs in the amount of \$20,500.00 in accordance with
8 the terms of the Settlement.

9 6. The allocation plan is hereby APPROVED as fair, adequate, and reasonable. The Net
10 Settlement Amount, as well as the Class Representative's Service Payment, Settlement Administration
11 Costs, and Court Approved Class Counsel's attorneys' fees and litigation costs shall be distributed in
12 accordance with the terms of the Settlement Agreement and any further orders of this Court.

13 8. Pursuant to Cal. Code Civ. Proc. § 384 (b), the Court also requires that a declaration
14 describing the manner in which the Gross Settlement Amount was distributed and paid to be filed with
15 the Court no later than ~~July 30, 2023~~.

16
17 **IT IS SO ORDERED.**

18
19 Dated: 01/30/2023



Lawrence P. Riff / Judge

Hon. Lawrence P. Riff
JUDGE OF THE SUPERIOR COURT

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21 4879-6622-9319.1 / 105421-1001
01/03/23

