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10 Attorneys for Plaintiff Tracy Collins,
11 On behalf of herself and others similarly situated

12 **SUPERIOR COURT OF CALIFORNIA**
13 **IN AND FOR THE COUNTY OF ORANGE**

14 TRACY COLLINS, on behalf of herself and
15 others similarly situated,

16 Plaintiff,

17 vs. BRIDGE STAFFING SERVICES, LLC, a
18 Delaware limited liability corporation;
19 MEMORIALCARE HOME HEALTH, LLC
20 dba MEMORIALCARE HEALTH SYSTEM,
21 California limited liability corporation; and
22 DOES 1 through 100, inclusive,

23 Defendants.

CASE NO. 30-2016-00877510-CU-OE-CXC

Assigned for All Purposes To:
Hon. Randall J. Sherman
Dept. CX-105

NOTICE OF RULING

24 TO ALL PARTIES AND THEIR COUNSEL OF RECORD: PLEASE TAKE NOTICE
25 that on May 10, 2019, the Court entered its Order Granting Plaintiff's Unopposed Motion for
26 Preliminary Approval of Joint Stipulation of Class Action Settlement, a true and correct copy of
27 which is attached hereto as Exhibit A.
28

Dated: May 14, 2019

CROSNER LEGAL, PC


ZACHARY M. CROSNER
Attorneys for Plaintiff TRACY COLLINS

EXHIBIT A

1 **ZACHARY CROSNER 272295**
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ELECTRONICALLY FILED
Superior Court of California,
County of Orange
05/10/2019 at 09:25:00 PM
Clerk of the Superior Court
By Corinne Mika, Deputy Clerk

8 Attorneys for Plaintiff Tracy Collins, on behalf of
9 herself and others similarly situated

10 **SUPERIOR COURT OF CALIFORNIA**
11 **FOR THE COUNTY OF ORANGE – CIVIL COMPLEX CENTER**

12
13 TRACY COLLINS, on behalf of herself and
14 others similarly situated,

15 **PLAINTIFF,**

16
17 vs.

18
19 BRIDGE STAFFING SERVICES, LLC, a
20 Delaware limited liability corporation;
21 MEMORIALCARE HOME HEALTH, LLC DBA
22 MEMORIALCARE HEALTH SYSTEM, a
23 California limited liability corporation; and DOES
24 1 to 100, Inclusive.

25 **DEFENDANTS.**

Case No. 30-2016-00877510-CU-OE-CXC

CLASS ACTION

**ORDER GRANTING PLAINTIFF'S
UNOPPOSED MOTION FOR
PRELIMINARY APPROVAL OF JOINT
STIPULATION OF CLASS SETTLEMENT**

Dept.: CX105 (Floor 1)
Judge: Hon. Randall J. Sherman
Complaint filed: September 26, 2016

1 **I. RECITALS**

2 WHEREAS, this action is pending before this Court as a putative class action;

3 WHEREAS, Plaintiff Tracy Collins has applied to this Court for Preliminary Approval of the
4 Amended Joint Stipulation of Class Settlement which, together with the exhibits annexed thereto, sets
5 forth the terms and conditions for a proposed settlement and entry of judgment upon the terms and
6 conditions set forth therein; and

7 WHEREAS, the Court has read and considered the Plaintiff's Unopposed Motion for
8 Preliminary Approval of the Amended Joint Stipulation of Class Settlement, the Memorandum of Points
9 and Authorities, the declarations in support thereof and the exhibits annexed thereto.

10 **II. FINDINGS**

11 After review and consideration of the Parties' Proposed Class Settlement, the papers in support
12 of the Preliminary Approval Motion, and the arguments of counsel, and having been fully advised in its
13 premises, the Court finds as follows:

14 1. That certification of the Settlement Class solely for purposes of the Proposed Class
15 Settlement Agreement is appropriate in that: 1) the Settlement Class Members are ascertainable and so
16 numerous that joinder of all Class Members is impracticable; 2) the Settlement Class Members raise
17 common questions of law and fact which predominate over individual questions; 3) Plaintiff's claims are
18 typical of the claims of the Settlement Class Members; 4) Plaintiff and his counsel have fairly and
19 adequately represented and protected the interests of the Settlement Class Members; and 5) a class
20 action and class-wide resolution via class settlement procedures is superior to other available methods
21 for the fair and efficient adjudication of the controversy.

22 2. That the Proposed Class Settlement, and the obligations of the Parties set forth therein, is
23 fair, reasonable, and is an adequate settlement of this case and is in the best interests of the Settlement
24 Class in light of the factual, legal, practical, and procedural considerations raised by this case.

25 3. That Plaintiff Tracy Collins does not have any conflicts that would preclude her from
26 serving as Class Representative, and that her appointment comports with the requirements of due
27 process.

1 4. That Counsel for Plaintiff does not have any conflicts that would preclude them from
2 acting as Class Counsel, and that they meet the requirements of the California Code of Civil Procedure
3 for appointment as Class Counsel and the requirements of due process.

4 5. That Plaintiff’s proposed plan for class notice and settlement administration is the best
5 notice practicable under the circumstances and is in full compliance with the California Code of Civil
6 Procedure and the requirements of due process, and that the Notice of Class Action Settlement complies
7 with the California Code of Civil Procedure and the requirements of due process, and is appropriate as
8 part of the proposed plan for notice to Class Members.

9 **III. ORDER**

10 **IT IS HEREBY ORDERED** as follows:

11 1. Pursuant to California Code of Civil Procedure § 382 and California Rules of Court, Rule
12 3.769, the Proposed Class Settlement, as embodied in the terms of the proposed settlement attached to
13 Plaintiff’s Unopposed Motion for Preliminary Approval of the Amended Joint Stipulation of Class
14 Settlement, as supplemented, is hereby preliminarily approved as a fair, reasonable, and adequate
15 settlement of this case in the best interests of the Settlement Class Members, in light of the factual, legal,
16 practical, and procedural considerations raised by this case. The Proposed Settlement is incorporated by
17 reference into this Order and is hereby preliminarily adopted as an Order of this Court.

18 2. Solely for the purpose of the Settlement the Court hereby preliminarily certifies the
19 stipulated Proposed Settlement Class as defined within the Proposed Settlement.

20 3. Plaintiff Tracy Collins is hereby preliminarily appointed as Class Representative.

21 4. Zachary Crosner and Michael Crosner of Crosner Legal, P.C., are preliminarily appointed
22 as Class Counsel.

23 5. Phoenix Settlement Administrators is appointed as the Claims Administrator.

24 6. Plaintiff’s proposed plan for class notice and settlement administration is approved and
25 adopted and the Notice of Class Action Settlement is approved and adopted.

26 7. The Second Amended Complaint shall be deemed the operative complaint for purposes
27 of preliminary approval.

1 8. On August 23, 2019 at 10:00 a.m. this Court will hold a Final Approval Hearing to
2 determine whether the Agreement should be finally approved as fair, reasonable, and adequate. All
3 supporting papers, including the Plaintiff's request for attorneys' fees and costs, shall be filed no later
4 than twenty-one (21) Calendar Days before the Fairness Hearing, and must be served in compliance with
5 CCP notice of motion requirements. This Court may order the Final Approval Hearing to be postponed,
6 adjourned or continued. If that occurs, the Parties will not be required to provide additional notice to the
7 class members.

8
9 **IT IS SO ORDERED.**

10
11 **Date Judge Signed: May 10, 2019**



12
13 Randall J. Sherman
14 JUDGE OF THE SUPERIOR COURT