

PLAINTIFF/PETITIONER: Leydi Morales
 DEFENDANT/RESPONDENT: Mastroianni Family Enterprises, LTD

CASE NUMBER:
 30-2022-01286355-CU-OE-CJC

**PROOF OF SERVICE BY FIRST-CLASS MAIL
 NOTICE OF ENTRY OF JUDGMENT OR ORDER**

(NOTE: You cannot serve the Notice of Entry of Judgment or Order if you are a party in the action. The person who served the notice must complete this proof of service.)

1. I am at least 18 years old and **not a party to this action**. I am a resident of or employed in the county where the mailing took place, and my residence or business address is (*specify*):

2. I served a copy of the *Notice of Entry of Judgment or Order* by enclosing it in a sealed envelope with postage fully prepaid and (*check one*):

- a. ☐ deposited the sealed envelope with the United States Postal Service.
 b. ☐ placed the sealed envelope for collection and processing for mailing, following this business's usual practices, with which I am readily familiar. On the same day correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service.

3. The *Notice of Entry of Judgment or Order* was mailed:

- a. on (*date*):
 b. from (*city and state*):

4. The envelope was addressed and mailed as follows:

a. Name of person served:

Street address:

City:

State and zip code:

c. Name of person served:

Street address:

City:

State and zip code:

b. Name of person served:

Street address:

City:

State and zip code:

d. Name of person served:

Street address:

City:

State and zip code:

☐ Names and addresses of additional persons served are attached. (*You may use form POS-030(P).*)

5. Number of pages attached:

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date:

 (TYPE OR PRINT NAME OF DECLARANT)

 (SIGNATURE OF DECLARANT)

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**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF ORANGE – CENTRAL JUSTICE CENTER**

LEYDI MORALES, individually, and on behalf
of other members of the general public similarly
situated and on behalf of other aggrieved
employees pursuant to the California Private
Attorney Generals Act;

Plaintiff,

vs.

MASTROIANNI FAMILY ENTERPRISES
LTD., a California corporation; and DOES 1
through 100, inclusive,

Defendants.

Case No.: 30-2022-01286355-CU-OE-CJC

Honorable Melissa R. McCormick
Department CX105

**ORDER AND JUDGMENT OF FINAL
APPROVAL OF CLASS ACTION AND
PAGA SETTLEMENT**

Complaint Filed: October 14, 2022

1 Plaintiff Leydi Morales (“Plaintiff”), individually, and on behalf of similarly situated persons,
2 and Defendant Mastroianni Family Enterprises LTD (“Defendant” or “Mastroianni”) (or together
3 with the Plaintiff, the “Parties”) reached a class and representative action settlement, upon the terms
4 and conditions set forth in the Parties’ Amended Settlement Stipulation and Amendment to Amended
5 Settlement Stipulation (collectively “Stipulation”), copies of which are attached as Exhibits A
6 through E to the December 12, 2024 Order Granting Preliminary Approval of Class Settlement
7 (“Preliminary Approval Order”), and all terms herein shall have the same meaning as set forth in the
8 Stipulation.

9 Due and adequate notice having been given to the Class Members, as defined below, and the
10 Court having considered Plaintiff’s Notice of Motion and Motion for Final Approval of Class Action
11 Settlement and the declarations and exhibits thereto, all papers (including supplemental papers) filed
12 and proceedings had herein, and good cause appearing,

13 **IT IS HEREBY ORDERED, ADJUDGED AND DECREED AS FOLLOWS:**

14 1. The Court finds the Stipulation was entered into in good faith, that the Stipulation is
15 fair, reasonable and adequate, and that the Stipulation satisfies the standards and applicable
16 requirements for final approval of this class action settlement under California law.

17 2. The Court finds that the distribution of the Class Notice of Settlement to the Class
18 Members as set forth in the Stipulation has been completed in conformity with the Stipulation and
19 order granting preliminary approval of the Stipulation. The Class Notice provided adequate notice of
20 the proceedings and about the case, including the proposed Stipulation terms as set forth in the
21 Stipulation. The Class Notice fully satisfied due process requirements. The Class Notice was the best
22 notice practicable under the circumstances. There were three requests for exclusion brought by
23 Nicholas Pereira, Monika Couto, and William Ortmayer. There were two written objections, and no
24 disputes. The two written objections stated no reasons for the objections, and are overruled.

25 3. With respect to the Settlement Class Members, this Court finds that: (a) the
26 members of the Settlement Class are so numerous their joinder is impracticable; (b) there are
27 questions of law and fact common to the Settlement Class Members which predominate over any
28 individual questions; (c) the claims of the Plaintiff are typical of the claims of the Settlement

1 Class; (d) Plaintiff and Class Counsel have fairly and adequately represented and protected the
2 interests of the Settlement Class Members; and (e) a class action is superior to other available
3 methods for the fair and efficient adjudication of the controversy.

4 4. The Court hereby grants final approval of the Stipulation upon the terms and
5 conditions set forth in the Stipulation.

6 5. The Gross Settlement Amount is \$1,295,000.00. Defendant shall pay the Gross
7 Settlement Amount and any other sums due in accordance with the Stipulation.

8 6. The Court hereby certifies, for settlement purposes only, the Class, defined as: All
9 current and former hourly-paid or non-exempt employees of Defendant who worked for Defendant in
10 California from October 14, 2018 through October 23, 2023, excluding those who submitted valid
11 Requests for Exclusion.

12 7. The Court hereby appoints Leydi Morales as Class Representative for settlement
13 purposes only.

14 8. The Court hereby appoints Tae Kim and Dawn Collins of Collins Kim and Edwin
15 Aiwazian, Brian St. John, and Joanna Ghosh with Lawyers for Justice (hereinafter "Class Counsel")
16 as Class Counsel, for settlement purposes only.

17 9. The Court hereby orders the Parties to implement the terms of the Stipulation, and
18 orders Defendant to disburse the funds pursuant to the terms of the Stipulation and consistent with
19 this Order and Judgment. The Settlement Administrator is ordered to carry out its administration
20 duties as set forth in the Stipulation and consistent with this Order and Judgment.

21 10. The Court hereby approves a Class Representative Enhancement Award in the
22 amount of \$5,000.00 to Class Representative Leydi Morales to be paid out of the Gross Settlement
23 Amount.

24 11. The Court hereby approves an award of attorneys' fees to Class Counsel in the
25 amount of \$388,500.00; and Class Counsel's reimbursement of costs and expenses in the amount of
26 \$22,700.00.

27 12. The Court hereby approves the amount of \$12,750.00 for Settlement Administration
28 costs to be paid out of the Gross Settlement Amount.

1 13. The Court hereby approves payment for civil penalties under the Private Attorneys
2 General Act of 2004 ("PAGA") in the amount of \$75,000.00 ("PAGA Payment") (75% of that
3 amount \$56,250.00 is to be paid to the California Labor and Workforce Development Agency and 25%
4 to that amount \$18,750.00 is to be paid as Individual PAGA Payments.)

5 14. The Settlement Administrator shall post a copy of this Order and Judgment on the
6 settlement website for at least 180 days.

7 15. A Final Accounting Hearing will be held on June 18, 2026 at 9:00 a.m. in
8 Department CX105.

9 16. A Final Accounting Status Report shall be filed and served at least nine court days
10 before the Final Accounting Hearing.

11 17. This Judgment is intended to be a final disposition of this action in its entirety, and is
12 intended to be immediately appealable. Pursuant to Code of Civil Procedure § 664.6, the Court
13 retains jurisdiction over the Parties to enforce the terms of the Stipulation and this Judgment.

14 **IT IS SO ORDERED, ADJUDGED AND DECREED.**

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17 DATED: July 10, 2025



Melissa R. McCormick
Judge of the Superior Court