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Attorneys for Plaintiff DAVE VACCARO
on behalf of himself and all others similarly situated,

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF LOS ANGELES

DAVE VACCARO, individually and on
behalf of all others similarly situated,

Plaintiff,

vs.

SUPER CARE, INC. and DOES 1
through 10, inclusive,

Case No. 20STCV03833

CLASS ACTION

ORDER GRANTING FINAL APPROVAL
OF CLASS ACTION SETTLEMENT

DATE: March 7, 2023

TIME: 9:30 a.m.

DEPT. 11

Complaint Filed: January- 30, 2020

Plaintiff has filed a Motion for an Order Granting Final Approval of Class Action Settlement, Conditionally Certifying Proposed Settlement Class, Approving Motion for Attorneys' Fees and Costs, and granting Incentive Award ("Motion"). Having reviewed the Motion and supporting materials, the Court determines and orders as follows:

On October 11, 2022, this Court entered an Order Granting Preliminary Approval of Settlement, resulting in certification of the following provisional Settlement Class:

FILED
Superior Court of California
County of Los Angeles

03/10/2023

David W. Slayton, Executive Officer / Clerk of Court

By: T. Lewis Deputy

1 All Persons whose conversations may have been recorded by
2 Supercare, Inc. or one of its vendors, and through the means of
3 telephone or other device, during the period commencing January
4 30, 2019, through and including October 4, 2022.

5 The Court further approved the form of, and directed the parties to provide, the proposed Class
6 Notice to the Class, which informed absent class members of: (a) the proposed Settlement, and
7 the Settlement's key terms; (b) the date, time, and location of the Final Approval Hearing; (c) the
8 right of any Class Member to object to the proposed Settlement, and an explanation of the
9 procedures to exercise that right; (d) the right of any Class Member to exclude themselves from
10 the proposed Settlement; and an explanation of the procedures to exercise that right; and (e) an
11 explanation of the procedures for Class Members to participate in the proposed Settlement.

12 No objections had been made, timely or otherwise, pursuant to the Class Notice sent to
13 the Settlement Class members, nor did any objectors appear at the time of the hearing.

14 This matter having come before the Court for hearing pursuant to the Order of this Court
15 dated March 7, 2023 for approval of the settlement set forth in the Class Action Settlement
16 Agreement and Release ("Settlement"), and due and adequate notice having been given to the
17 Putative Class Members as required in said Order, and the Court having considered all papers
18 filed and proceedings had herein and otherwise being fully informed of the promises and good
19 cause appearing therefore, it is ORDERED, ADJUDGED AND DECREED THAT:

- 20 1. This Court has jurisdiction over the subject matter of the Action and over all of the parties
21 to the Action.
- 22 2. The Court finds that the Settlement Class is properly certified as a class for settlement
23 purposes, only.
- 24 3. The Class Notice provided to the Settlement Class conforms with the requirements of
25 California Code of Civil Procedure § 382, the California and United States Constitutions,
26 and any other applicable law, and constitutes the best notice practicable under the
27 circumstances, by providing individual notice to all Class Members who could be identified
28 through reasonable effort, and by providing due and adequate notice of the proceedings

1 and of the matters set forth therein to the other Class Members. The notice fully satisfied
2 the requirements of Due Process.

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

6 5. No Class Members have objected to the terms of the Settlement.

7 6. Five Class Members have requested exclusion from the Settlement - Shannon Robinson,
8 Ricky Session, Donald Ghiselli, Anna Triglia, and Clyde Reed.

9 7. Upon entry of this Order, compensation to the participating members of the Settlement
10 Class shall be effected pursuant to the terms of the Settlement.

11 8. In addition to any recovery that Plaintiff may receive under the Settlement, and in
12 recognition of the Plaintiff's efforts and risks taken on behalf of the Settlement Class, the
13 Court hereby approves the payment of an incentive award to the Plaintiff, in the amount of
14 \$5,000.00.

15 9. The Court approves the payment of attorneys' fees to Class Counsel in the sum of
16 \$250,000.00, and the reimbursement of litigation expenses in the sum of \$10,000.00.

17 10. The Court approves and orders payment in an amount commensurate with Postlethwaite &
18 Netterville, ("P&N") actual costs, and not to exceed \$110,00.00 to P&N for performance
19 of its settlement claims administration services.

20 11. Upon the Effective Date, the Plaintiff and all members of the Settlement Class, except the
21 excluded individuals referenced in paragraph 6 of this Order, shall have, by operation of
22 this Order and the accompanying Judgment, fully, finally and forever released,
23 relinquished, and discharged defendants from all claims as defined by the terms of the
24 Settlement. Upon the Effective Date, all members of the Settlement Class shall be and are
25 hereby permanently barred and enjoined from the institution or prosecution of any and all
26 of the claims released under the terms of the Stipulation of Settlement.

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12. Upon completion of administration of the Settlement, the parties shall file a declaration setting forth that claims have been paid and that the terms of the settlement have been completed.


13. This “Judgment” is intended to be a final disposition of the above captioned action in its entirety, and is intended to be immediately appealable.

14. This Court shall retain jurisdiction with respect to all matters related to the administration and consummation of the settlement, and any and all claims, asserted in, arising out of, or related to the subject matter of the lawsuit, including but not limited to all matters related to the Settlement and the determination of all controversies related thereto.

15. The Court Sets a final Compliance hearing for December 6, 2023 at 9:30 AM in department, 11, with a modified final judgment and distribution report due 10 days beforehand.

IT IS SO ORDERED.

Dated: 03/10/2023, 2023



Honorable DAVID.S. CUNNINGHAM
Superior Court Judge