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**FILED**  
Superior Court of California  
County of Los Angeles

**FEB 05 2021**

**RECEIVED**  
LOS ANGELES SUPERIOR COURT

**FEB 01 2021**

**S. DREW**

Herri R. Carter, Executive Officer/Clerk  
By Stephanie Chung Deputy

6 Attorneys for Plaintiffs, individually, and on  
behalf of all others similarly situated

7 [Additional counsel listed on next page]

8  
9 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
10 **COUNTY OF LOS ANGELES – SPRING STREET COURTHOUSE**

**BY FAX**

11 DAVID MARTINEZ OLIVA, ANDREW  
12 GREZLIK, and ANTON PETERSON;  
13 individually, and on behalf of others similarly  
situated,

Case No. BC658207

[Assigned for all purposes to the Honorable  
Daniel J. Buckley, Department SS 1]

14 Plaintiffs,

**CLASS ACTION**

15 vs.

**[PROPOSED] ORDER GRANTING  
PLAINTIFFS' MOTION FOR  
PRELIMINARY APPROVAL OF  
CLASS ACTION SETTLEMENT**

16 ROCK FISH, LLC, a California limited  
17 liability company; ROCK 'N FISH 2, LLC, a  
18 California limited liability company, THE  
19 ZISLIS GROUP, INC., a California  
corporation; and DOES 1 through 50,  
20 inclusive,

21 Defendants.

02/08/2021

1 Plaintiffs David Martinez Oliva, Andrew Grezlik, and Anton Peterson (collectively,  
2 “Plaintiffs”) Motion for Preliminary Approval of Class and Action Settlement came on for  
3 hearing on February 5, 2021 at 10:30 a.m. in Department 1 of the above-captioned Court, the  
4 Honorable Daniel J. Buckley presiding. Having reviewed Plaintiffs’ moving papers, the  
5 Declaration of Matthew J. Matern and Supplemental Declaration of Matthew J. Matern and  
6 exhibits thereto, including the Amended Stipulation of Class Action Settlement (“Stipulation”),  
7 and good cause appearing therefore, the Court hereby finds and orders as follows:

8 1. The Court finds on a preliminary basis that the Settlement memorialized in the  
9 Stipulation appears to be fair, adequate, and reasonable, falls within the range of reasonableness,  
10 and therefore meets the requirements for preliminary approval.

11 2. The Court provisionally certifies for settlement purposes only the following class:

12 All current and former non-exempt employees who were employed  
13 by either Rock Fish, LLC, or Rock’N Fish 2, LLC, at the  
14 restaurants located at 120 Manhattan Beach Blvd., Manhattan  
15 Beach, California 90266, and/or 800 West Olympic Blvd. A-160,  
16 Los Angeles, California 90015, during the time period from April  
17 18, 2013 to November 23, 2019 (“Class Period”) (the “Class  
18 Members”).

19 3. The Court finds, for settlement purposes only, that the class meets the  
20 requirements for certification under California Code of Civil Procedure § 382 in that: (1) the class  
21 is so numerous that joinder is impractical; (2) there are questions of law and fact that are common  
22 to all Class Members which predominate over individualized issues; (3) Plaintiffs’ claims are  
23 typical of the claims of the Class Members; (4) Plaintiffs and Plaintiffs’ counsel will fairly and  
24 adequately protect the interests of the class; and (5) a class action is superior to other available  
25 methods for the fair and efficient adjudication of the controversy.

26 4. The Court approves, as to form and content, the Notice of Class Action Settlement,  
27 Information Sheet, and Exclusion Form, attached to the Stipulation as Exhibits A, B, and C  
28 respectively. The Court finds that the proposed notice plan is the best means practicable under the  
circumstances for providing notice to the Class Members, and when completed, shall constitute  
due and sufficient notice of the class action, proposed settlement, and the final approval hearing

1 to all persons entitled to such notice, in full compliance with due process and the notice  
2 requirements of California Code of Civil Procedure § 877.6.

3 5. The Court appoints, for settlement purposes only, Plaintiffs David Martinez Oliva,  
4 Andrew Grezlik, and Anton Peterson as the class representatives.

5 6. The Court appoints, for settlement purposes only, Matern Law Group, PC,  
6 including Matthew J. Matern, Tagore O. Subramaniam, and Julia Z. Wells, as Class Counsel.

7 7. The Court appoints JND Legal Administration as the Settlement Administrator.

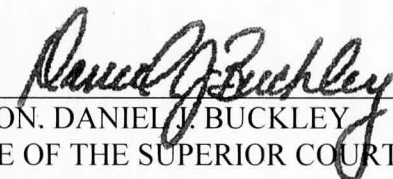
8 8. The Parties are ordered to carry out the Settlement according to the terms of the  
9 Stipulation.

10 9. The Court orders the following implementation schedule:

11 Last day for the parties to provide the 12 Settlement Class Information to the Settlement 13 Administrator	February 15, 2021 10 calendar days after entry of the Preliminary Approval Order
14 Last day for Settlement Administration to mail 15 Notice Packets to Class Members	February 22, 2021 7 calendar days after receiving the Settlement Class Information
16 Response Deadline	April 8, 2021 45 calendar days after the Notice Packets are 18 mailed
19 Last day to file and serve the Motion for Final 20 Approval of Class Action Settlement	<u>May 26</u> , 2021
21 Final Approval Hearing	<u>June 18</u> , 2021 at <u>10:30am</u> Department SS 1

22  
23 IT IS SO ORDERED.

24  
25 DATED: Feb. 5, 2021

26   
HON. DANIEL J. BUCKLEY  
27 JUDGE OF THE SUPERIOR COURT

02/08/2021