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**FILED**  
SUPERIOR COURT OF CALIFORNIA  
COUNTY OF LOS ANGELES

NOV 28 2011 *H*

John A. Clarke, Executive Officer/Clerk  
BY *[Signature]* Deputy  
T. Schmitt

5 Attorneys for Plaintiff  
6 GINA TURCKETTA, for herself, on behalf  
7 of others similarly situated, and on behalf of the general public

8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
9 **FOR THE COUNTY OF LOS ANGELES**  
10 **CENTRAL DISTRICT- STANLEY MOSK COURTHOUSE**

11 GINA TURCKETTA, for herself, on behalf of  
12 others similarly situated, and on behalf of the  
13 general public,

13 Plaintiff,

14 vs.

15 EXPONENT, a Delaware Corporation;  
16 TRACEY TANOURA, an Individual; and  
17 DOES 1 through 10, inclusive,

17 Defendants.

) CASE NO.: BC433468  
) CASE FILED: March 10, 2010  
) [CLASS ACTION]

) ~~PROPOSED~~ <sup>2</sup> ORDER GRANTING  
) FINAL APPROVAL OF JOINT  
) STIPULATION OF CLASS ACTION  
) SETTLEMENT AND JUDGMENT

) [Notice and Supplemental Brief; Decl. Of I.  
) Benjamin Blady; Decl. Of Michael Bui; Decl.  
) Of Gina Turcketta; and Proof of Service File  
) Concurrently Herewith]

) DATE: November 28, 2011  
) DEPT: ~~32~~ 311  
) TIME: 9:00 a.m.

) ASSIGNED FOR ALL PURPOSES TO HON.  
) ~~EMILETT THAS~~  
) **JOHN SHEPARD WILEY JR.**  
) TRIAL DATE: N/A

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~~PROPOSED~~ ORDER AND JUDGMENT ON CLASS SETTLEMENT

1 Plaintiff Gina Turcketta's Application for Final Approval of Class Action Settlement with  
2 Defendant Exponent, Inc. came on hearing in Department <sup>311</sup> ~~324~~ of the above-entitled Court on  
3 November 28, 2011, the Honorable ~~Emile Elias~~ <sup>John Shepard Wiley JR</sup>, Judge presiding.

4 **Plaintiff's Counsel:** I. Benjamin Blady, Esq. of Blady Weinreb Law Group, LLP on behalf  
5 of Plaintiff/Class Representative Gina Turcketta.

6 **Defendant's Counsel:** Joshua Wagner, Esq. of Gordon Rees, LLP on behalf of Defendant  
7 Exponent, Inc.

8 Having read and considered the motion and points and authorities filed by Plaintiff, and  
9 having considered the supplemental papers, IT IS ORDERED THAT:

10 1. Pursuant to this Court's Preliminary Approval of Class Action Settlement, the  
11 Notice of Proposed Class Action Settlement ("Notice") was sent to each Class Member by First  
12 Class Mail. The Notices informed Class Members of the terms of the Settlement, the process  
13 available to obtain monetary relief, the right to opt out and pursue their own remedies, the  
14 opportunity to file written objections and the right to appear in person or by counsel at the fairness  
15 hearing and be heard regarding the approval of the Settlement. Adequate periods of time were  
16 provided by each of these procedures. No Class Members objected and only two opted-out.

17 2. The Court finds and determines that these procedures afford adequate protections to  
18 Class Members and provide the basis for the Court to make an informed decision regarding  
19 approval of the Settlement based on the Class Members' responses thereto. The Court finds and  
20 determines that the notice provided in this case was the best notice practicable, which satisfied the  
21 requirements of California Civil Code section 1781(e), California Rules of Court, Rule 3.769, and  
22 due process.

23 3. The Court finds and determines that the terms of the Settlement Agreement are fair,  
24 reasonable, and adequate to the Class and to each Class Member; that the Class Members who  
25 have not opted out shall be bound by the Joint Stipulation for Class Action Settlement and Release;  
26 that the Joint Stipulation is ordered and finally approved; and that all terms of the Joint Stipulation  
27 should be and hereby are ordered to be consummated.

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1           4.     The Court finds and determines that payments to be made to the Class Members  
2 who made timely claims, as provided for in the Joint Stipulation, are fair and reasonable, and gives  
3 final approval and orders those payments to be made in accordance with the terms of the Joint  
4 Stipulation.

5           5.     The Court finds that given the absence of objections, and objections being a  
6 prerequisite to appeal this Class Settlement, that this Court's order of final approval and judgment  
7 shall be considered final as of the date of notice of entry and that November 28, 2011 shall be the  
8 "Effective Date."

9           6.     The Court orders that Defendant shall wire all monies necessary to fund the  
10 settlement to the Administrator within seven (7) business days of this order. Within 21 days from  
11 the date of this order (final approval), the Administrator shall prepare settlement checks for each  
12 class claimant in the amounts set-forth by the Administrator less any required deductions, and mail  
13 the same checks to the all participating class members.

14           7.     The Court orders and determines that \$ 218,100.<sup>00</sup> [\$218,100.00] in attorneys' fees,  
15 and an additional amount for costs of \$ 3,798.50 [\$3,798.50], shall be paid to Class Counsel for  
16 all work done and to be done until the completion of this matter, and gives final approval for  
17 payment of said amount be made to Class Counsel, "Blady Weinreb Law Group, LLP" in the total  
18 amount of \$ 221,898.50 [\$221,898.50] within 21 days from the date of this Order. Neither party  
19 will file a Memorandum of Costs.

20           8.     The Court orders and determines that the \$ 7,000.<sup>00</sup> [\$7,000.00] enhancement  
21 award to Plaintiff/Class Representative Gina Turcketta is appropriate for her risk, service and  
22 incentive. The Court finds that the award to Plaintiff is fair and reasonable, and gives final  
23 approval and orders that the \$ 7,000.<sup>00</sup> [\$7,000.00] payment shall be made to Plaintiff by the  
24 Administrator within 21 days from the date of this Order.

25           9.     The Court orders and determines that up to \$10,000.00 be paid to the Administrator  
26 for all of its agreed work done and to be done until the completion of this matter and is appropriate.

27           10.    The Court orders that a check for \$ 10,500.00 be issued by the Administrator to the  
28 "State of California" for any claimed potential penalties under the California Labor Code Private

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Attorney General Act of 2004 ("PAGA") and delivered to Class Counsel within 21 days from the date of this Order.

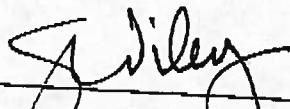
11. The Court retains jurisdiction of all matters relating to the interpretation, administration, implementation and effectuation of this Order, Judgment and the Joint Stipulation.

12. Upon satisfaction of all payment and obligations under the Joint Stipulation and under this Order, all settlement Class Members who did not opt out are permanently barred from prosecuting the class claims against Defendant or its present or former officers, directors, shareholders, employees, agents, principals, heirs, representatives, accountants, auditors, consultants, insurers, and their respective successors and predecessors in interest, subsidiaries, affiliates, parents and attorneys, any class claims released in the Joint Stipulation.

13. The Court orders that this matter shall be set for a further hearing on \_\_\_\_\_, 2012 for a status report as to whether the Settlement payments ordered hereunder were made.

**IT IS SO ORDERED AND ADJUDGED .**

Dated: 11-28-11

  
\_\_\_\_\_  
Judge of the Superior Court

**JOHN SHEPARD WILEY JR.**