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FILED
2022 DEC 22 09:00 AM
KING COUNTY
SUPERIOR COURT CLERK
E-FILED
CASE #: 20-2-14342-1 SEA

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THE COUNTY OF KING

NERI RIVAS, et al.

Plaintiffs,

v.

PACIFIC PARTNERS INSULATION
SOUTH, et al.,

Defendants.

No. 20-2-14342-1 SEA
[Consolidated Case]

ORDER APPROVING CLASS-WIDE
SETTLEMENT AND DISMISSING
CASE WITH PREJUDICE

This matter comes before the Court on Plaintiffs' Unopposed Motion for Final Approval of a Class-Wide Settlement. The Court has reviewed the papers filed in connection with the Motion as well as the records previously submitted by the parties in connection with the proposed Settlement and has held a Final Settlement Approval Hearing on December 22, 2022. The Court hereby GRANTS the Motion for Final Approval of a Class-Wide Settlement and ORDERS as follows:

1. The Court's prior Order Granting Preliminary Approval of Class-Wide Settlement ("September 26 Order") is incorporated herein by reference.

2. The Court has jurisdiction over the subject matter of this action and the parties, including members of the Settlement Class who have not opted out of the matter.

1 3. The Court approves the Settlement, finding that it is fair, reasonable, and adequate
2 to members of the Settlement Class for the reasons set forth in Plaintiffs' unopposed motions
3 for preliminary and final approval.

4 4. The Court finds that the Notices mailed to 159 potential class members at
5 their last known addresses provides the best notice practicable under the circumstances and
6 that the Notice was mailed in accordance with the Court's September 26 Order and the
7 parties' Settlement Agreement.

8 5. No objections to the terms of the Settlement have been communicated to Class
9 Counsel or filed with the Court.

10 6. Only one (1) individual has opted out of the Settlement Class.

11 7. The Court finds that Plaintiffs Neri Rivas, Sergio Garcia, and Jose Alberto
12 Olivas and Class Counsel adequately represented the Settlement Class for purposes of entering
13 into and implementing the Settlement.

14 8. The Court finds that Class Counsel's request for an award of attorneys' fees
15 and costs is fair and reasonable, and hereby approves the request for an attorneys' fee award
16 of \$193,750 plus costs of \$20,403.33 incurred by Plaintiffs' counsel and \$8,182 incurred by
17 the parties' third-party settlement administrator.

18 9. The Court approves incentive payments in the amount of \$5,000 each to Neri
19 Rivas, Sergio Garcia, and Jose Alberto Olivas to be paid from the Gross Settlement Fund.

20 10. The Court further approves individual settlement payments to the Named
21 Plaintiffs to be paid out of the Gross Settlement Fund in exchange for their general release of
22 their individual claims:
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1 Neri Rivas \$ 3,600
2 Sergio Garcia \$ 4,000
3 Luis Gomez Farias \$12,000
 Jose Alberto Olivas \$ 750

4 11. The parties are hereby directed to proceed with the settlement payment
5 procedures specified under the terms of the Settlement Agreement.

6 12. Plaintiffs and members of the Settlement Class are enjoined from maintaining,
7 prosecuting, commencing, or pursuing any claim released under Paragraph 2 of the Settlement
8 Agreement, respectively, and are deemed to have released and discharged the Defendants and
9 Released Parties from any such claims.
10

11 13. The Court reserves jurisdiction over the parties as to all matters relating to
12 the administration, enforcement, and interpretation of the Settlement Agreement, and for
13 any other necessary purposes.

14 14. The parties are authorized, without further approval from the Court, to
15 mutually agree to and adopt any technical or process amendments or modifications to the
16 Settlement Agreement provided such changes are: (i) consistent with this Order, (ii)
17 consistent with the intent of the Settlement Agreement, and (iii) do not limit any substantive
18 rights of the Settlement Class.
19

20 15. In the event the Settlement does not become effective for any reason, this
21 Order shall be rendered null and void and shall be vacated and, in such event, all orders
22 entered in connection therewith shall be vacated and rendered null and void.

23 16. The Court DISMISSES this action and any and all settled claims with prejudice
24 and without costs or attorneys' fees to any party except as provided under the terms of the
25 Settlement Agreement and this Order.
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17. This case is hereby DISMISSED with prejudice.

IT IS SO ORDERED this 22nd day of December, 2022.

Electronic Signature Attached
The Honorable Chief Civil Judge Tanya L. Thorp
King County Superior Court

Presented by:

SCHROETER GOLDMARK & BENDER



Lindsay L. Halm, WSBA#37141
Adam J. Berger, WSBA# 20787

Attorneys for Plaintiff

King County Superior Court
Judicial Electronic Signature Page

Case Number: 20-2-14342-1
Case Title: RIVAS ET ANO VS PACIFIC PARTNERS INSULATION SOUTH
ET ANO
Document Title: ORDER RE APPROVING FINAL SETTLEMENT

Signed By: Tanya Thorp
Date: December 22, 2022



Judge: Tanya Thorp

This document is signed in accordance with the provisions in GR 30.

Certificate Hash: 4D07BB86DC71A3443DCA4BFF33DECF70A434C3DD
Certificate effective date: 5/9/2019 9:31:50 AM
Certificate expiry date: 5/9/2024 9:31:50 AM
Certificate Issued by: C=US, E=kcscefiling@kingcounty.gov, OU=KCDJA,
O=KCDJA, CN="Tanya Thorp:
OHNcrwvS5hGeC2b3AFk6yQ=="