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and the Class and Subclasses  
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8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
9 **COUNTY OF LOS ANGELES**

10 XIN CHEN, an individual; and BRIAN  
11 CHIANG, an individual; individually and on  
behalf of all others similarly situated;

12 Plaintiffs,

13 vs.

14 GHP MANAGEMENT CORPORATION, a  
15 California corporation, *et al.*

16 Defendants.

**Case No.: BC 713402**

(Related Case No. 19STCV03833)

*Assigned for All Purposes to:*  
The Hon. Elihu M. Berle, Dept. 6

**[PROPOSED] FINAL APPROVAL ORDER**

Date: December 13, 2023

Time: 9:00 a.m.

Dept.: 6 (Spring Street)

Action Filed: July 13, 2018

Trial Date: None Set

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18  
19 Plaintiffs' Motion for Final Approval of Class Action Settlement came before the Court for  
20 hearing on December 13, 2023 at 9:00 a.m. in Department 6. The Court granted Preliminary  
21 Approval of the Class Action Settlement Agreement (the "Agreement") on September 1, 2023.

22 Having considered Plaintiffs' Motion for Final Approval, all objections to the Agreement, the  
23 evidence submitted, and the arguments of all counsel and parties at the hearing, the Court finds good  
24 cause and enters the following Final Approval Order.

25 **I. FINDINGS**

- 26 1. This Order incorporates by reference the definitions in the Agreement.
- 27 2. After consideration of the terms of the Agreement and the evidence submitted, the  
28 proposed settlement is fair, adequate, and reasonable, and consistent with the requirements of

1 California law, including, without limitation, California Rules of Court, rule 3.769. The settlement  
2 was reached after extensive, arms-length and non-collusive negotiations among counsel with the  
3 assistance of mediators.

4 3. The Class Notice provided to members of the Settlement Class was the best  
5 practicable notice under the circumstances, and meets the requirements of California law, including  
6 California Rules of Court, rule 3.769. The Court finds that the Class Notice constituted due,  
7 adequate, and sufficient notice, consistent with due process of law.

8 4. The attorney's fees requested by counsel for Plaintiffs and the Settlement Class  
9 ("Class Counsel") are fair and reasonable. The Court has considered Class Counsel's fee request  
10 under a common fund method with a lodestar cross-check and is fully familiar with the history of  
11 this litigation, the extensive work performed, and the risks and complexity of the case. The Court is  
12 also familiar with the market for legal services in the Los Angeles area and the rates charged by  
13 counsel in similar cases. The Court finds that a total fee of \$3,300,000, reflecting 33% of the  
14 common fund recovery is reasonable and appropriate in this case in light of the length and  
15 complexity of the litigation and the stellar results obtained for the class. Using a lodestar cross-  
16 check, the Court finds that counsel's hourly rates and hours are reasonable, and that a multiplier is  
17 warranted in this case due to the risk involved and results obtained, as well as the contingent nature  
18 of the representation.

19 5. The costs incurred by counsel in the amount of \$123,487.75 are reasonable and  
20 appropriate in light of the nature and scope of this litigation.

21 6. The Court finds that the service awards of \$10,000 to each named Plaintiff are fair,  
22 reasonable, and appropriate. The named Plaintiffs responded to multiple rounds of significant written  
23 discovery, assisted counsel in strategy and settlement discussions, attended mediation, and sat for  
24 depositions.

## 25 **II. ORDER**

26 In light of the foregoing, **IT IS HEREBY ORDERED:**

27 7. The Agreement and Settlement are approved. Counsel and the Administrator are  
28 directed to consummate the settlement as set forth in the Agreement.

1           8.       The Proposed Final Judgment is hereby approved and the Court will enter the Final  
2 Judgment herewith.

3           9.       Class Counsel shall receive attorney’s fees of \$3,300,000 and cost reimbursement of  
4 \$123,487.75 from the settlement fund. The Administrator is also authorized to deduct the fees and  
5 costs of administration, not to exceed \$175,000, from the settlement fund.

6           10.      The Escrow Agent and Administrator are directed to issue and distribute the  
7 settlement fund, including attorney’s fees, costs, administration costs, service awards, and class  
8 member payments, as provided in Section 9 of the Agreement. The manner of calculating each  
9 interested party’s share of the settlement funds and the method of issuing payment shall be governed  
10 by Section 9 of the Agreement.

11          11.      All future filings in connection with this order and any notice of appeal shall be  
12 served by electronic service pursuant to Code of Civil Procedure § 1010.6 to avoid delay unless the  
13 filing party obtains leave of Court. Counsel for the parties herein shall be served at the following  
14 email addresses: Plaintiffs (damion.robinson@diamondmccarthy.com and JDParker@gmail.com);  
15 Defendants (jhaas@ecjlaw.com).

16          12.      The Administrator shall, upon request, provide status updates to Class Counsel,  
17 Defendant’s counsel, and the Court regarding the status of payment, the rate of acceptance of the  
18 payments, and any efforts to locate members of the Settlement Class whose initial settlement  
19 payments were returned as undeliverable. The Administrator shall further provide those declarations  
20 required by Section 9.11 of the Agreement as required therein.

21          13.      The Court hereby sets a Status Conference re: Settlement Administration for  
22 \_\_\_\_\_, 2023 at \_\_\_\_\_ in Department 6.

23           **IT IS SO ORDERED.**

24 Dated: \_\_\_\_\_

\_\_\_\_\_  
The Honorable Elihu M. Berle  
JUDGE OF THE SUPERIOR COURT