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10 Attorneys for Plaintiff ANA TORRES,
11 individually and on behalf of all others
similarly situated

12
13 SUPERIOR COURT OF THE STATE OF CALIFORNIA
14 COUNTY OF SAN BENITO

15 ANA TORRES, an individual, on behalf of
16 herself and on behalf of other persons
similarly situated,

17 Plaintiff,

18 vs.

19 CMC MATERIALS EC, INC., a California
20 corporation; and DOES 1 through 50, inclusive,

21 Defendant.
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FILED
Superior Court of California,
County of San Benito
08-04-2025
By: Wendy Guerrero, Deputy Clerk

CASE NO. CU-23-00175

[Assigned for All Purposes to ~~Hon. J. Omar Rodriguez, Dept. 3~~ Hon. Lydia Villarreal

**~~[PROPOSED]~~ ORDER GRANTING
PLAINTIFF'S MOTION FOR
PRELIMINARY APPROVAL OF
CLASS ACTION SETTLEMENT**

Date: ~~TBD~~ 08/04/2025
Time: ~~TBD~~ 2:00 p.m.
Dept.: ~~3~~ 1

Action Filed: August 14, 2023
Trial Date: None Set

1 Plaintiff Ana Torres' ("Plaintiff") Motion for Preliminary Approval of Class Action Settlement
2 came on regularly for hearing, the Honorable J. Omar Rodriguez presiding. Having reviewed
3 Plaintiff's motion and all papers submitted in support thereof, including the Class Action and PAGA
4 Settlement Agreement and Class Notice ("Agreement"), and good cause appearing, the Court hereby
5 finds and orders as follows:

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

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

10 All current or former non-exempt employees of CMC Materials EC,
11 Inc. ("Defendant") who worked in California during the Class
12 Period, which is the time period from August 14, 2019 to November
13 18, 2024 (the "Class Period").

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

21 4. If, for any reason, the Settlement is not finally approved, the fact that the Parties were
22 willing to stipulate to certification of a class as part of the Agreement shall have no bearing on, and
23 shall not be admissible in connection with, this Action or the issue of whether a class should be
24 certified in a non-settlement context.

25 5. The Court appoints, for settlement purposes only, Plaintiff Ana Torres as class
26 representative.

27 6. The Court appoints, for settlement purposes only, Matthew J. Matern, Deanna S. Leifer,
28 and Emily Hyde of Matern Law Group, PC as Class Counsel.

7. The Court appoints Atticus Administration LLC as the Administrator.

8. The Court approves as to form and content the Court Approved Notice of Class Action Settlement and Hearing Date for Final Court Approval ("Class Notice") and the plan for distribution of the Class Notice to the Class Members. The Court finds that the notice plan as set forth in the Agreement 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, the proposed Settlement, and the final approval hearing to all persons entitled to such notice, in full compliance with due process and the notice requirements of California Code of Civil Procedure § 877.6.

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

10. The Court sets the following implementation schedule:

Deadline for Defendant to provide the Class Data to the Administrator	_____ (15 days after entry of Preliminary Approval Order)
Deadline for the Administrator to mail Class Notices to Class Members	_____ (14 days after receiving the Class Data from Defendants)
Deadline for Class Members to object to Settlement or request exclusion ("Response Deadline")	_____ (60 days after Class Notice is mailed by the Administrator to Class Members)
Deadline for Plaintiff to file Motion for Final Approval of Class Action Settlement and respond to any objections	_____ (no later than 16 court days before the Final Approval Hearing)
Final Approval Hearing	11-17-2025 at 1:30 p.m. Dept. 3 1

IT IS SO ORDERED.

DATED: 8/4, 2025


~~HON. J. OMAR RODRIGUEZ~~ Hon. Judge Villarreal
JUDGE OF THE SUPERIOR COURT