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ELECTRONICALLY FILED
Superior Court of California,
County of San Diego
01/03/2024 at 12:47:00 PM
Clerk of the Superior Court
By Mariejo Guyot, Deputy Clerk

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF SAN DIEGO, CENTRAL DIVISION

PEDRO GUZMAN, an individual,
REYNALD PIERRE, an individual,
BLANCA PETRONA, an individual,
on behalf of themselves and all others
similarly situated,

Plaintiff,

v.

ALLAN COMPANY, INC., a
California Corporation; SOURCE
ONE STAFFING, LLC, a California
Limited Liability Company; INVO
PEO, INC. III, a Tennessee
Corporation; CEDARWOOD-
YOUNG COMPANY; OS4LABOR,
LLC; and DOES 3-25, Inclusive,

Defendants.

CASE NO. 37-2019-00011626-CU-OE-
CTL

[Assigned to Hon. James A. Mangione;
Department C-75]

**~~[PROPOSED]~~ ORDER GRANTING
IN PART PLAINTIFFS' MOTION
FOR CLASS CERTIFICATION**

Dept.: C-75

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~~PROPOSED~~ ORDER

The Court having considered Plaintiffs’ Motion for Class Certification, Opposition papers, and Reply papers, and arguments of the Parties, and evidence presented, hereby GRANTS IN PART Plaintiffs’ motion for class certification.

The Court finds that Plaintiffs have established, with respect to the certified class below, that:

- (1) The class is ascertainable;
- (2) The class is sufficiently numerous to warrant prosecution as a class action;
- (3) The class members have a well-defined community of interest to warrant prosecution as a class action;
- (4) The claims of the class representative plaintiffs are typical of the claims of the other class members;
- (5) The representative plaintiffs and their counsel are adequate for purposes of class certification;
- (6) There are factual and legal issues that are common to the class as a whole, sufficient in importance so that their adjudication on a class basis is a superior means of proceeding in this instance both for the litigants and the Court.

Accordingly, the Court hereby certifies the following class:

All employees, either employed directly or through labor contractors Source One Staffing, LLC or OS4Labor, LLC, who worked at the Consolidated Way recycling facility for Cedarwood Young Company, pursuant to an agreement with the City of San Diego to provide waste management services, inclusive of management of recyclable materials, from March 1, 2015 through September 1, 2019.

IT IS FURTHER ORDERED THAT the following attorneys are appointed as class counsel:

Helen I. Zeldes, Joshua A. Fields, Aya Dardari of Schonbrun Seplow Harris Hoffman & Zeldes, LLP; Justin Hewgill, Efaon Cobb of Hewgill Cobb Lockard APC.

1 IT IS FURTHER ORDERED THAT the following Plaintiffs are appointed as class
2 representatives:

3 Pedro Guzman, Reynald Pierre, and Blanca Petrona.

4 IT IS FURTHER ORDERED THAT counsel for Plaintiffs and Defendant Cedarwood-
5 Young Company meet and confer regarding a proposed notice to the class, including appropriate
6 language instructing putative class members on how to opt-out of the class action, and that the
7 proposed notice be submitted to the Court for approval within thirty (30) days of the date of this
8 Order. The notice shall be provided to the existing third-party Administrator (CPT Group), who
9 will send it to all potential class members via U.S. Mail. In addition, the notice shall be posted at
10 Cedarwood-Young's Consolidated Way facility. CPT Group shall mail the Court approved
11 notice and opt-out form within ten (10) days of the completion of the skip-trace process currently
12 underway and upon expiration of the time to opt-out shall provide all counsel a class list,
13 including contact information, for all class members who receive notice and do not opt-out. The
14 existing skip-trace process currently underway is amended to include only those employees
15 included in the class definition in this Order. Cedarwood Young Company and INVO PEO, Inc.,
16 III shall provide new lists of names and contact information for employees who, either employed
17 directly or through labor contractors Source One Staffing, LLC or OS4Labor, LLC, who worked
18 at the Consolidated Way recycling facility for Cedarwood Young Company, pursuant to an
19 agreement with the City of San Diego to provide waste management services, inclusive of
20 management of recyclable materials, from March 1, 2015 through September 1, 2019 to the
21 Administrator within fifteen (15) days of this Order.

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23
24 **IT IS SO ORDERED.**

25 Dated: 01/03/2024



26 Hon. James A. Mangione
27 *Judge of the Superior Court*