

THIERMAN BUCK LLP  
 7287 Lakeside Drive  
 Reno, NV 89511  
 (775) 284-1500 Fax (775) 703-5027  
 Email info@thiermanbuck.com www.thiermanbuck.com

<input type="checkbox"/> Voluntary Dis	<input type="checkbox"/> Sum Jdgmt
<input type="checkbox"/> Involuntary (stat) Dis	<input type="checkbox"/> Non-Jury Trial
<input type="checkbox"/> Jdgmt on Arb Award	<input type="checkbox"/> Jury Trial
<input type="checkbox"/> Mtn to Dis (by deflt)	
<input type="checkbox"/> Stip Dis	<input type="checkbox"/> Stip Jdgmt
<input checked="" type="checkbox"/> Stip Jdgmt	<input type="checkbox"/> Default Jdgmt
<input type="checkbox"/> Default Jdgmt	<input type="checkbox"/> Transferred

1 Mark R. Thierman, Nev. Bar No. 8285  
 mark@thiermanbuck.com  
 2 Joshua D. Buck, Nev. Bar No. 12187  
 josh@thiermanbuck.com  
 3 Leah L. Jones, Nev. Bar No. 13161  
 leah@thiermanbuck.com  
 4 THIERMAN BUCK LLP  
 7287 Lakeside Drive  
 5 Reno, Nevada 89511  
 6 Tel. (775) 284-1500  
 Fax. (775) 703-5027

8 Christian Gabroy, Nev. Bar No. 8805  
 christian@gabroy.com  
 9 Elizabeth E. Aronson, Nev. Bar. No. 14472  
 earonson@gabroy.com  
 10 GABROY LAW OFFICES  
 170 S. Green Valley Pkwy  
 11 Henderson, NV 89012  
 12 Tel. (702) 259-7777  
 Fax. (702) 259-7704

14 *Attorneys for Plaintiff*

16 **EIGHTH JUDICIAL DISTRICT COURT**  
 17 **CLARK COUNTY, NEVADA**

19 ANTHONY HERNANDEZ, on behalf of  
 himself and all others similarly situated,

21 Plaintiff,

22 vs.

23 PJ LAS VEGAS, LLC; SERAZEN, LLC;  
 24 BLD BRANDS, LLC; BLD VENTURES,  
 25 LLC; DOUG PAK; and DOES 1 through 50,  
 inclusive,

26 Defendants.

Case No.: A-17-762477-C

Dept. No.: Department 17

**ORDER GRANTING MOTION FOR  
 FINAL APPROVAL OF CLASS ACTION  
 SETTLEMENT**

28 On January 9, 2019, this Court considered the Joint Motion for Final Approval of Class

THIERMAN BUCK LLP  
7287 Lakeside Drive  
Reno, NV 89511  
(775) 284-1500 Fax (775) 703-5027  
Email info@thiermanbuck.com www.thiermanbuck.com

1 Action Settlement. Counsel for the Parties appeared at the hearing. Having fully considered the  
2 motion, comments of counsel, and all supporting legal authorities, the Court orders as follows:

3 IT IS HEREBY ORDERED THAT:

- 4 1. The Court adopts the defined terms in the Settlement Agreement.
- 5 2. This Court has jurisdiction over the subject matter of this litigation and personal  
6 jurisdiction over the named-plaintiff, all settlement class members, and defendants.
- 7 3. The Court confirms as final the following settlement class pursuant to Nev. R. Civ.  
8 P. 23(b)(2): “All hourly paid non-exempt persons employed by PJ Las Vegas, LLC in the state  
9 of Nevada who earned less than 1 ½ times the applicable minimum wage and who worked over  
10 eight (8) hours in a workday for the time period commencing on January 3, 2014, up to and  
11 including the date the Court grants preliminary approval of this Settlement.”
- 12 4. The Court confirms the appointment of Anthony Hernandez as the Class  
13 Representative and the enhancement payment of \$10,000 to Plaintiff, as set forth in the Settlement  
14 Agreement.
- 15 5. The Court confirms the appointment of Thierman Buck LLP and Gabroy Law  
16 Offices as class counsel for the settlement class and approves their requests for attorneys’ fees  
17 and litigation costs of \$200,000 and \$11,000 respectively.
- 18 6. The class notice was distributed to class members, pursuant to this Court’s orders,  
19 and fully satisfied the requirements of Nev. R. Civ. P. 23 and any other applicable law.
- 20 7. Pursuant to Nev. R. Civ. P. 23(e), the Court grants final approval to this settlement  
21 and finds that the settlement is fair, reasonable, and adequate in all respects, including the  
22 attorneys’ fees, costs, and incentive award provisions. The Court specifically finds that the  
23 settlement confers a substantial benefit to settlement class members, considering the strength of  
24 plaintiff’s claims and the risk, expense, complexity, and duration of further litigation. The  
25 response of the class supports settlement approval. No class members objected to the settlement  
26 and only seven (7) requested exclusion from the settlement. The Court further finds that the  
27 settlement is the result of arms-length negotiations between experienced counsel representing the  
28

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

THIERMAN BUCK LLP  
7287 Lakeside Drive  
Reno, NV 89511  
(775) 284-1500 Fax (775) 703-5027  
Email info@thiermanbuck.com www.thiermanbuck.com

interests of both sides, which supports approval of the settlement in accordance with the standards set forth in the joint motion for final approval of settlement.

8. The Court finds that as of the date of this Order each and every class member has waived and released claims as set forth in the Second Amended Complaint, the Settlement Agreement, and the Notice of Class Action Settlement.

9. The Court finds that the settlement administrator Simpluris is entitled to \$25,000 for administrative fees.

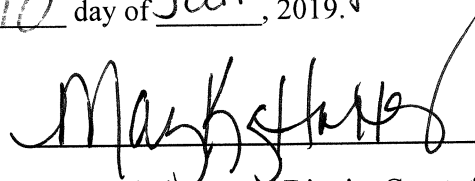
10. The Court directs the parties to effectuate the settlement terms as set forth in the Settlement Agreement and the settlement administrator to calculate and pay the claims of the class members in accordance with the terms set forth in the Settlement Agreement.

11. Pursuant to the Settlement Agreement, the Settlement Amount is reversionary, meaning that any unclaimed amounts will be returned to Defendants, PJ Las Vegas, LLC, Serazen, LLC, BLD Brands, LLC, VBLD Ventures, LLC and Doug Pak. Also, uncashed payments shall revert to Defendants and be paid by the Claims Administrator within thirty (30) days after the end of the 90-day negotiability period.

11. The Court retains jurisdiction to enforce the terms of the settlement, including the payment of the settlement fund.

12. The Court also dismisses Defendant Papa John's International pursuant to filing of the Second Amended Complaint and the terms of the Settlement Agreement.

IT IS SO ORDERED, this 10 day of January, 2019.

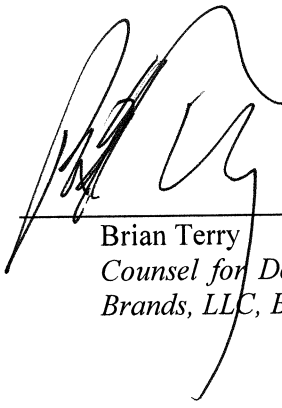
  
\_\_\_\_\_  
Judge, Clark County District Court *mt*

Submitted by:  \_\_\_\_\_  
Mark R. Thierman  
Joshua D. Buck  
Counsel for Plaintiffs

THIERMAN BUCK LLP  
7287 Lakeside Drive  
Reno, NV 89511  
(775) 284-1500 Fax (775) 703-5027  
Email info@thiermanbuck.com www.thiermanbuck.com

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

Approved as to form:

  
\_\_\_\_\_

Brian Terry  
*Counsel for Defendants PJ Las Vegas, LLC, Serazen LLC, BLD Brands, LLC, BLD Ventures, LLC, and Doug Pak*