



1 damages issues.

2 4. The Court conditionally certifies the following Class solely for purposes of settlement:

3 All hourly paid non-exempt persons employed by or formerly employed by  
4 Defendants who were paid less than \$8.25 per non-overtime hour worked in the state  
5 of Nevada at any time from October 1, 2017 through the date of this Court's Final  
6 Order and Judgment; and all hourly paid non-exempt persons employed by or  
7 formerly employed by Defendants who were paid less than \$12.38 per overtime hour  
8 worked in the State of Nevada at any time from October 1, 2017 through the date of  
9 this Court's Final Order and Judgment.

10 5. The Court appoints named Plaintiff Erica Reed as Class Representative.

11 6. The Court appoints Joshua D. Buck of Thierman Buck LLP and Christian Gabroy of  
12 Gabroy Law Offices as Class Counsel.

13 7. The Court confirms American Legal Claim Services, LLC, as Claims administrator  
14 and approves the notice and claim procedures set forth in the Settlement Agreement.

15 8. The Court approves, as to form and content, the Claim Form (Exhibit A) and the  
16 Notice of Class Action Settlement (Exhibit B).

17 9. The Court hereby enjoins Plaintiff and all Class Members from filing or prosecuting  
18 any other cases, claims, suits, or administrative proceedings (including filing claims with the Nevada  
19 Office of the Labor Commissioner) regarding the Released Claims unless and until such Class  
20 Members have filed valid and timely Requests for Exclusion with the Claims Administrator and the  
21 time for filing claims with the Claims Administrator has elapsed.

22 10. Within thirty (30) calendar days following notice of entry of this Preliminary Approval  
23 Order, Defendants must provide to the Claims Administrator a spreadsheet listing the following  
24 information for each Class Member derived from Defendants' payroll and/or personnel records: name  
and last known (to Defendants) address of the Class Members during the Class Period ("Class Member  
Notice List") and the total number of hours worked by each Class Member from October 1, 2017  
through May 23, 2019. The Class Member Notice List must be provided in a format reasonably

1 acceptable to the Claims Administrator. Defendants will consult with the Claims Administrator prior  
2 to the production date to ensure that the format will be acceptable to the Claims Administrator. The  
3 Class Member Notice List will be used only by the Claims Administrator for the sole purpose of  
4 effectuating the Settlement.

5 11. Within twenty-one (21) calendar days following receipt of the Class Member Notice  
6 List, the Claims Administrator will mail a Notice and Claim Form to each Class Member.

7 12. Class Members have sixty (60) days following mailing of the Notice and Claim Form  
8 to mail a fully-completed and signed Claim Form to the Claims Administrator.

9 13. Any Class Member who wants to be excluded from the Settlement must mail a request  
10 for exclusion to the Claims Administrator no later than sixty (60) days following mailing of the Notice.

11 14. Any Class Member who objects to the Settlement must file with the Court and serve  
12 on Class Counsel, Defendants' counsel, and the Claims Administrator, his or her objection no later  
13 than sixty (60) days following mailing of the Notice.

14 15. A final approval hearing will be held on April 15, 2020 at 9:00 a.m./p.m. in  
15 Courtroom No. 11D to determine (a) whether the proposed settlement is fair, reasonable, and  
16 adequate and should be finally approved; (b) the amount of attorney's fees and costs to award to

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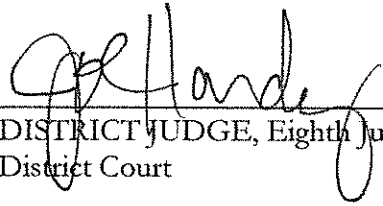
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1 Class Counsel; and (c) the amount of the Enhancement Payment for the Class Representative.

2  
3 DATED: November 25, 2019

  
DISTRICT JUDGE, Eighth Judicial  
District Court

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5  
6 Approved as to Form and Content:

7 THIERMAN BUCK LLP

KAMER ZUCKER ABBOTT

8 By: 

By: 

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