

THE HONORABLE KETU SHAH

Department 50

Noted for Hearing: February 28, 2020 at 9:00 a.m.

With Oral Argument

IN THE SUPERIOR COURT FOR THE STATE OF WASHINGTON
COUNTY OF KING

HALI MOHAMED, on her own behalf and on
the behalf of all others similarly situated,

Plaintiff,

v.

SKYHOP GLOBAL LLC; and EDGARDO
MÉNDEZ, individually and the marital
community composed of EDGARDO
MÉNDEZ and JANE DOE MÉNDEZ,

Defendants.

NO. 18-2-54565-0 KNT

**ORDER GRANTING PLAINTIFF'S
MOTION FOR FINAL APPROVAL
OF CLASS ACTION SETTLEMENT
AND FOR ATTORNEYS' FEES AND
COSTS**

Plaintiff's Motion for Final Approval of Class Action Settlement and for Award of Attorneys' Fees, Costs, and Service Award came before this Court on a hearing in Open Court on February 28, 2020 at 9 a.m. The above captioned Action is a class action lawsuit brought by Plaintiff Hali Mohamed against Defendant SkyHop Global LLC. On November 22, 2019, this Court entered an Order Granting Plaintiff's Motion for Preliminary Approval of Class Action Settlement. That order directed the Settlement Administrator to provide notice to members of the Settlement Class, which informed them of: (1) the proposed Settlement and the Settlement's key terms; (2) the date, time, and location of the Final Approval Hearing; (3) the right to object

ORDER GRANTING PLAINTIFF'S MOTION FOR
FINAL APPROVAL OF CLASS ACTION
SETTLEMENT AND FOR ATTORNEYS' FEES
AND COSTS – I
CASE NO. 18-2-19565-0 KNT

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1 to the proposed Settlement and the procedure for doing so; and (4) the right to opt out of the
2 proposed Settlement and the procedure for doing so.

3 The Court, upon notice having been given as required in the Preliminary Approval
4 Order, and having considered the proposed Settlement Agreement, as well as all papers filed in
5 connection with Plaintiff's Motion for Final Approval and for Attorneys' Fees, Costs, and
6 Service Awards, and after conducting the Final Approval Hearing as scheduled and set forth in
7 the notice to Settlement Class members, hereby ORDERS and adjudges as follows:

8 1. Unless otherwise provided herein, all capitalized terms in this Order shall have
9 the same meaning as set forth in the Settlement Agreement.

10 2. This Court has jurisdiction over this matter and over all parties, including all
11 members of the Settlement Class.

12 3. The notice provided to members of the Settlement Class conforms with the
13 requirements of Civil Rule 23, the Washington and United States Constitutions, and any other
14 applicable law, and constitutes the best notice practicable under the circumstances, by
15 providing individual notice to all Settlement Class members who could be identified through
16 reasonable effort, and by providing due and adequate notice of the proceedings. The notice
17 fully satisfies the requirements of due process.

18 4. The Court finds that the Settlement was entered into in good faith as the result of
19 arm's-length negotiations between experienced attorneys, that the Settlement is fair,
20 reasonable, adequate, and in the best interests of the Settlement Class and that the Settlement
21 satisfies the standards and applicable requirements for final approval of this class action
22 settlement under Washington law.

23 5. No Settlement Class Member has lodged an objection to the Settlement.

24 6. No Class members have excluded themselves from the Settlement.

25 7. The Court certified the following Settlement Class for settlement purposes in its
26 Preliminary Approval Order: All individuals who worked as nonsupervisory employees for
27

1 SkyHop Global based in its SeaTac office from November 13, 2015 through April 16, 2019,
2 exclusive of any person who timely opts out of the Settlement. Dkt. No. 20, ¶ 9. The Court
3 determined that the Settlement Class met the requirements of CR 23(a) and CR 23(b)(3). *Id.* at
4 ¶ 3-8. Nothing has changed materially since that order was entered. Thus, the elements of
5 numerosity, commonality, typicality, adequacy, predominance, and superiority continue to be
6 satisfied.

7 8. The Court also made the following appointments (1) Hali Mohamed as the
8 representative of the Settlement Class for purposes of settlement; (2) Rekhi & Wolk, P.S. as
9 Class Counsel; and (3) JND Legal Administration as Settlement Administrator. *Id.* at ¶¶ 10-12.
10 Because nothing has materially changed since that order was entered, the Court reaffirms these
11 appointments.

12 9. Upon entry of this Order, compensation to the participating members of the
13 Settlement Class shall be effectuated pursuant to the terms of the Settlement Agreement.

14 10. In addition to any recovery Plaintiff may receive under the Settlement, and in
15 recognition of Plaintiff's efforts on behalf of the Settlement Class, the Court hereby approves
16 the payment of a service award in the amount of \$1000.00 to Hali Mohamed.

17 11. The Court approves payment of \$5,068.00 to JND Legal Administration, the
18 Settlement Administrator, for its fees and costs to administer the Settlement. \$5000.00 shall be
19 paid from the Gross Settlement amount and \$68 shall be paid from the below-identified award
20 approving the requested Class Counsel attorneys' fees and costs.

21 12. The Court approves the payment of attorneys' fees and costs to Class Counsel in
22 the amount of \$33,000.00. This amount compensates Class Counsel for their costs, as well as
23 for a portion of their lodestar fees after nearly one and a half years of litigation. The Court finds
24 that the requested award is reasonable. The attorneys' fees and costs shall be distributed to
25 Class Counsel in accordance with the terms of the Settlement Agreement.
26

13. Upon the date on which this Order is entered, Plaintiff and all members of the Settlement Class shall have, by operation of this Order and Judgment, fully, finally and forever released Defendant SkyHop Global LLC from all claims as defined by the terms of the Settlement. Upon the date on which this Order is entered, all members of the Settlement Class shall be and are hereby permanently barred and enjoined from the institution or prosecution of any and all of the claims released under the terms of the Settlement.

14.	The Court hereby dismisses this action with prejudice as to all members of the Settlement Class.	
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15. Pursuant to the Settlement Agreement, this Order shall constitute a dismissal of this action on the merits with prejudice, without fees or costs to any party except as provided in the Settlement Agreement and approved by the Court.

16. Without affecting the finality of this Final Approval Order and Judgment for purposes of appeal, this Court shall retain jurisdiction over all matters relating to administration, consummation, enforcement, and interpretation of the Settlement Agreement and the Final Approval Order, and for any other necessary purpose.

IT IS SO ORDERED.

DATED this 28th day of February, 2020.

Ketu Shah
THE HONORABLE KETU SHAH

1 Presented By:

2 **REKHI & WOLK P.S.**

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