

FILED
KING COUNTY, WASHINGTON

APR 25 2024

SUPERIOR COURT CLERK
BY Jennifer Thelander
DEPUTY

THE HONORABLE DAVID WHEDBEE
Noted for Consideration: April 26, 2024 at 9:00 a.m.
With Oral Argument

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

KRISTA BELLE and DEVIN MAGGARD, on
their own behalf and on the behalf of all others
similarly situated,

Plaintiffs,

v.

PPC SOLUTIONS, INC., a Washington
Corporation; PHOENIX PROTECTIVE
CORPORATION, a Washington
Corporation; JAGRUT SHAH, individually
and/or the marital community composed of
JAGRUT SHAH and JANE DOE SHAH;
and SHEILA LESLIE, individually and/or
the marital community composed of
SHEILA LESLIE and JOHN DOE LESLIE,

Phoenix.

No: 20-2-02871-1 KNT

~~PROPOSED~~ ORDER GRANTING
PLAINTIFFS' MOTION FOR
FINAL APPROVAL OF CLASS
ACTION SETTLEMENT

WHEREAS, Plaintiffs Krista Kane¹ and Devin Maggard have applied for an order finally approving the settlement of this action as stated in the Settlement Agreement (attached as Exhibit 1 to the Declaration of Hardeep S. Rekhi in Support of Plaintiffs' Motion for Final Approval of Class Action Settlement), which sets forth the terms and conditions for a proposed class action

¹ Ms. Belle changed her last name to Kane. We will refer to her as her current name, Ms. Kane.

1 settlement and for dismissal of the action with prejudice upon the terms and conditions set forth
2 therein;

3 WHEREAS, on December 18, 2023, this Court entered an Order Granting Plaintiffs'
4 Motion for Preliminary Approval of Class Action Settlement. That Order directed the Settlement
5 Administrator to provide notice to members of the Settlement Class, which informed them of:
6 (1) the proposed Settlement and the Settlement's key terms; (2) the date, time, and location of
7 the Final Approval Hearing; (3) the right to object to the proposed Settlement and the procedure
8 for doing so; and (4) the right to opt out of the proposed Settlement and the procedure for doing
9 so;

10 WHEREAS, the Court, upon Notice having been given as required in the Preliminary
11 Approval Order, and having considered the proposed Settlement Agreement, as well as all papers
12 filed, and upon conducting the Final Fairness Hearing with counsel present as proscribed in the
13 Preliminary Approval Order and set forth in the Notice disseminated to the Settlement Class;

14 NOW, ORDERS, ADJUDGES, AND DECREES AS FOLLOWS:

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

17 1. This Court has jurisdiction over this matter and over all Parties, including all members of
18 the Settlement Class. Pursuant to the agreement of the Parties, the Settlement Class includes those
19 two thousand five hundred sixty (2,560) individuals identified by the Parties as Settlement Class
20 Members.

21 2. The Notice provided to the Settlement Class conforms with the requirements of CR 23,
22 the Washington and United States Constitutions, and any other applicable law, and constitutes
23 the best notice practicable under the circumstances, by providing individual notice to all Class
24 Members who could be identified through reasonable effort, and by providing due and adequate
25 notice of the proceedings and of the matters set forth therein to the other Class Members. The
26 Notice fully satisfied the requirements of due process.

1 3. The Court finds that the Settlement was entered into in good faith as the result of arm's-
2 length negotiations between experienced attorneys, that the Settlement is fair, reasonable, and
3 adequate, and that the Settlement satisfies the standards and applicable requirements for final
4 approval of this class action Settlement under Washington law, including the provisions of CR
5 23.

6 4. Two (2) Settlement Class Members have objected to or opted out of the Settlement.

7 5. Upon entry of this Order, compensation to the participating members of the Settlement
8 Class shall be effected pursuant to the terms of the Settlement Agreement.

9 6. In addition to any recovery that Plaintiffs may receive under the Settlement, and in
10 recognition of Plaintiffs' efforts on behalf of the Settlement Class, the Court hereby approves the
11 payment of a service awards to Plaintiffs, in the amount of \$10,000 each.

12 7. The Court approves the payment of settlement administration expenses to Simpluris up
13 to the amount of \$13,300 as set forth in the Settlement Agreement. The settlement administration
14 expenses award shall be distributed to Simpluris in accordance with the terms of the Settlement
15 Agreement.

16 8. The Court approves the payment of attorneys' fees, costs, and expenses to Class Counsel
17 in the sum of \$833,333.33. The attorneys' fees and costs award shall be distributed to Class
18 Counsel in accordance with the terms of the Settlement Agreement.

19 9. Upon the date on which this order is entered (the "Effective Date"), Plaintiffs and all
20 members of the Settlement Class shall have, by operation of this Order and the accompanying
21 Judgment, fully, finally and forever released, relinquished, and discharged Defendants from all
22 claims as defined by the terms of the Settlement. Upon the Effective Date, all members of the
23 Settlement Class shall be and are hereby permanently barred and enjoined from the institution or
24 prosecution of any and all of the claims released under the terms of the Settlement.

1 10. Pursuant to the Settlement Agreement, this Order shall constitute a dismissal of this action
2 on the merits with prejudice with respect to Defendants, without fees or costs to any party except
3 as provided in the Settlement Agreement and approved in this Order.

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

8 IT IS SO ORDERED.

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10 DATED this 26th day of April, 2024.

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14 JUDGE DAVID WHEDBEE

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1 Presented by:

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