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

ZACHARY HUDSON, individually and on
behalf of all others similarly situated,

Plaintiff,

v.

OATRIDGE SECURITY GROUP, INC., a
Washington corporation; and CY A.
OATRIDGE, individually and on behalf of
the marital community composed of Cy and
J. Doe OATRIDGE,

Defendants.

No. 18-2-23611-8 SEA

PLAINTIFF'S MOTION FOR FINAL
APPROVAL OF CLASS ACTION
SETTLEMENT AND PETITION FOR
ATTORNEYS' FEES

I. INTRODUCTION

Pursuant to paragraph 8 of this Court's Order of January 12, 2021, which granted preliminary approval of the parties' proposed class action settlement, Plaintiff Zachary Hudson now moves for final approval of the proposed settlement and of an attorneys' fee and cost award for Class Counsel.

1 **II. DISCUSSION**

2 **A. The Third Party Administrator Has Implemented the Court-Approved**
3 **Notice Plan.**

4 In accordance with the Court’s January 12, 2021 Order (the “Preliminary Approval
5 Order”), third party administrator ILYM mailed and emailed notice of settlement to the class
6 members on February 11, 2021 with a text message reminder, where possible, seven days
7 later. Declaration of Adam J. Berger ¶1 The notice included a March 15 deadline for
8 submission of objections and, for newly added class members, to request exclusion from the
9 class. *Id.* To date, no class member has communicated an objection to the proposed
10 settlement and no newly added class member has requested exclusion. *Id.*, ¶2. Plaintiff will
11 submit a final report on implementation of the notice plan and a response to any objections
12 that may be received by March 23, 2021 in compliance with paragraph 8 of the preliminary
13 approval order.

14 **B. The Court Should Grant Final Approval of the Proposed Settlement.**

15 Plaintiff addressed the factors supporting final approval of the proposed settlement in
16 his Unopposed Motion in Support of Preliminary Approval (Dkt. #108). There have been no
17 developments since that time that call into question the fairness, adequacy, or reasonableness
18 of the proposed settlement and the absence of any objections or additional requests for
19 exclusion to date also support its final approval.

20 **C. The Court Should Approve Class Counsel’s Requested Fee and Cost**
21 **Award.**

22 In the Preliminary Approval Order, the Court granted preliminary approval to a fee
23 award of 30% of the gross settlement fund, or \$525,000, plus reasonable litigation costs of

1 approximately \$25,000. As explained in Plaintiff's Motion Preliminary Approval, the
2 requested fee award is well within the range of percentage-based awards normally approved
3 by courts in class actions and is further supported by the duration and complexity of the
4 litigation and the significant recovery for the class in this case. *See* Dkt.#108 at pp. 12-14.
5 The notice to the class included a description of the requested award and no class member
6 has yet objected to the award, further indicating the reasonableness of the request. Berger
7 Dec. ¶3.

8 Following the Court's Preliminary Approval Order, Defendants produced additional,
9 updated pay and time data to Plaintiff, permitting more precise allocation of damages to class
10 members who worked toward the end of the class period. Plaintiff incurred additional expert
11 expenses to analyze this data, which caused Class Counsel's total litigation costs to reach
12 \$26,361.89, slightly in excess of the \$25,000 projected at the time of preliminary approval.
13 *Id.*, ¶4. The costs incurred by Class Counsel are detailed in the reports appended to the
14 accompanying declaration of counsel. *Id.*, ¶5, Exs. 1-3. Plaintiff respectfully submits that the
15 Court should approve these slightly increased costs and approve a final fee award of
16 \$525,000 and cost award of \$26,361.89.

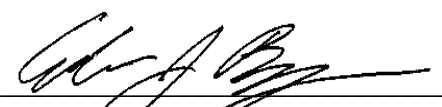
17 III. CONCLUSION

18 For the reasons set forth above and in Plaintiff's Unopposed Motion for Preliminary
19 Approval, the Court should grant final approval of the proposed settlement and approve Class
20 Counsel's fee and cost award. Plaintiff will submit a proposed form of Final Approval Order
21 by March 23, 2021.
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DATED this 1st day of March, 2021.

SCHROETER GOLDMARK & BENDER



ADAM J. BERGER, WSBA #20714
ELIZABETH A. HANLEY, WSBA #38233
Counsel for Plaintiff

I certify that this memorandum contains 554 words, in compliance with the Local Civil Rules.

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CERTIFICATE OF SERVICE

I certify that I caused to be served in the manner noted below a copy of the foregoing pleading together with its supporting pleadings and attachments on the following individual(s):

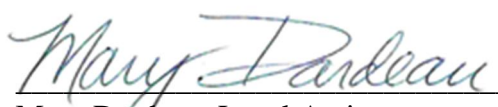
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Counsel For Defendants

DATED: March 1, 2021, at Seattle, Washington.



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