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LOS ANGELES
SUPERIOR COURT

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES

FRANCISCO HOYNG, an individual; each on his own behalf and on behalf of all others similarly situated,

Plaintiff,

vs.

AON INSURANCE SERVICES, a Corporation, AON RISK SERVICES COMPANIES, a Corporation, AON CORPORATION, a Corporation,

Defendants,

Case No. BC377184

[REDACTED]

ORDER:

- (1) PRELIMINARILY APPROVING PROPOSED SETTLEMENT;
- (2) APPROVING NOTICE TO CLASS; AND
- (3) SETTING HEARING FOR FINAL APPROVAL OF SETTLEMENT

Date: March 7, 2011
Time: 9:00 a.m.
Dept.: CCW 323
Judge: Hon. Elihu M. Berle

To all interested parties:

On March 7, 2011, a hearing was held on the motion of Plaintiff Robert Zajac for preliminary approval of the parties' proposed settlement, approval of the Notice to be sent to the class, and the setting of a date for the hearing on final approval of the settlement. Louis M. Marlin appeared for plaintiff, and Shand S. Stephens and Eric Beane appeared for defendants.

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1 The Court having read and considered the papers on the motion, the arguments of counsel,
2 and the law, and good cause appearing therefore,

3 IT IS ORDERED:

4 1. The parties' Settlement Agreement (the "Settlement") (Declaration of Louis M.
5 Marlin in Support of Motion for Preliminary Approval of Class Action Settlement ["Marlin
6 Decl."], Exh. 1) is granted preliminary approval as it meets the criteria for preliminary settlement
7 approval. The Settlement falls within the range of possible approval as fair, adequate and
8 reasonable, and appears to be the product of arm's-length and informed negotiations and to treat
9 all Class Members fairly.

10 2. The parties' proposed notice plan is constitutionally sound because individual
11 notices will be mailed to all class members whose identities are known to the parties, and such
12 notice is the best notice practicable. The parties' proposed Class Notice and proposed Notice of
13 Anticipated Settlement (as revised and submitted to the Court on March 8, 2011) are sufficient to
14 inform Class Members of the terms of the Settlement, their rights under the Settlement, their
15 rights to object to the settlement, their right to receive a Settlement Share or elect not to
16 participate in the Settlement, and the processes for doing so, and the date and location of the final
17 approval hearing and are therefore approved.

18 3. The following persons are Class Members:

19 All persons who, since September 7, 2003, have been or currently are employed
20 in California by Defendants in the following positions: Account Specialist,
21 Senior Account Specialist, Relationship Specialist, Account Manager, Client
22 Specialist, Client Services Representative, and/or Customer Service
23 Representative.

24 4. Class Members will receive a Settlement Share unless they submit a valid and
25 timely Request for Exclusion.

26 5. Any Class Member who wishes to object to the Settlement or who elects not to
27 participate in the Settlement has until 45 days after the mailing of the Class Notice to submit his
28 or her objection or Request for Exclusion, pursuant to the procedures set forth in the Notice of

1 Settlement.

2 6. Epiq Systems, Inc., is appointed to act as the Settlement Administrator, pursuant to
3 the terms set forth in the Settlement.

4 7. Notice shall be disseminated according to the notice plan described in the
5 Settlement Agreement and substantially in the form submitted by the parties. Proof of
6 distribution of Notice shall be filed by the parties at or prior to the final approval hearing.

7 8. Aon is directed to provide the Settlement Administrator not later than 15 business
8 days after the date of this order the Class Data List as specified by the Settlement Agreement.

9 9. The Settlement Administrator is directed to mail the approved Class Notice and
10 Notice of Anticipated Settlement Share by first-class mail to the Class Members not later than 14
11 business days after receipt of the Class Data List.

12 10. A final hearing will be held on June 7, 2011, at 9:00 a.m., to determine whether the
13 Settlement should be granted final approval as fair, reasonable, and adequate as to the Class
14 Members. The Court will hear all evidence and argument necessary to evaluate the Settlement,
15 and will consider plaintiff's request for a Class Representative Payment and Class Counsel's
16 request for the Class Counsel Fees Payment and Class Counsel Litigation Expenses Payment.
17 Class Members and their counsel may support or oppose the Settlement and the motion for
18 awards of the Class Representative Payment and the Class Counsel Fees Payment and Class
19 Counsel Litigation Expenses Payment, if they so desire, as set forth in the Class Notice.

20 11. Any Class Member may appear at the final approval hearing in person or by his or
21 her own attorney, and show cause why the Court should not approve the Settlement, or object to
22 the motion for awards of the Class Representative Payment and the Class Counsel Fees Payment
23 and Class Counsel Litigation Expenses Payment. For any comments or objections to be
24 considered at the hearing, the Class Member must file comments with the Clerk of Court
25 indicating briefly the nature of the Class Member's comments, support or objection. Such
26 comments must be filed with the Court, and mailed to Class Counsel, not later than ⁴⁵~~30~~ days after *SKM*
27 mailing of the Class Notice.

28 12. The Court reserves the right to continue the date of the final approval hearing

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without further notice to Class Members. The Court retains jurisdiction to consider all further applications arising out of or in connection with the Settlement.

Dated: 3-10, 2011

ELIHU M. BERLE
Judge of the Superior Court

Elihu M. Berle
Judge of the Superior Court