

2 Randall B. Aiman-Smith #124599

3 Reed W.L. Marcy #191531

4 Hallie Von Rock #233152

5 Carey A. James #269270

6 7677 Oakport St. Suite 1150

Oakland, CA 94621

T 510.817.2711

F 510.562.6830

hvr@asmlawyers.com

7 Ethan Preston (263295)

8 PRESTON LAW OFFICES

4054 McKinney Avenue, Suite 310

9 Dallas, Texas 75204

(972) 564-8340 (telephone)

10 (866) 509-1197 (facsimile)

11 ep@eplaw.us

12 *Attorneys for Angelica Cosio and the Certified Class*

13 **Additional Counsel Listed on Next Page*

14 **IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA**

15 **FOR THE CITY AND COUNTY OF SAN FRANCISCO**

16 ANGELICA COSIO, an individual,)
17 on her own behalf and on behalf of all)
18 others similarly situated,)

18 Plaintiff,

19 v.

20 INTERNATIONAL PERFORMING)
21 ARTS ACADEMY, LLC, a)
22 California limited liability company,)
23 BARBIZON SCHOOL OF SAN)
24 FRANCISCO, INC., a California)
25 corporation, LION MANAGEMENT)
26 GROUP INC., a California)
27 corporation, ANTHONY LOUIS)
28 LIONETTI, LARRY D. LIONETTI,)
LENA QUESADA LIONETTI,)
LENA M. LIONETTI, and DOES 1-)
100, inclusive,)

Defendants.

Case No. CGC-16-551337

**[PROPOSED] ORDER GRANTING
APPROVAL OF MOTION FOR
ATTORNEY'S FEES, LITIGATION
COSTS, AND CLASS REPRESENTATIVE
INCENTIVE AWARD**

The Honorable Anne-Christine Massullo
Department 304
Civic Center Courthouse
400 McAllister Street
San Francisco California 94102

Date: October 19, 2020
Time: 9:15 a.m.

Complaint Filed: April 6, 2016

1 Zack Broslavsky (241736)
Jonathan A. Weinman (256553)
2 BROSLAVSKY & WEINMAN, LLP
1500 Rosecrans Ave., Suite 500
3 Los Angeles, CA 90266
(310) 575-2550 (telephone)
4 (310) 464-3550 (facsimile)
zbroslavsky@bwcounsel.com
5 jweinman@bwcounsel.com

6 David C. Parisi (162248)
Suzanne Havens Beckman (188814)
7 PARISI & HAVENS LLP
212 Marine Street, Suite 100
8 Santa Monica, California 90405
(818) 990-1299 (telephone)
9 (818) 501-7852 (facsimile)
10 dcparsi@parisihavens.com
shavens@parisihavens.com

11 *Attorneys for Plaintiff Angelica Cosio and the Certified Class*
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

1 **[PROPOSED] ORDER GRANTING MOTION FOR ATTORNEY’S FEES,
2 LITIGATION COSTS, AND CLASS REPRESENTATIVE INCENTIVE AWARD**

3 The matter of Plaintiff’s motion for attorney’s fees, litigation costs, and class
4 representative incentive award, in conjunction with Plaintiff’s motion for final approval of
5 class action settlement, in the matter of *Cosio v. International Performing Arts Academy, LLC*
6 *et al.* (case number CGC-16-551337) came on for hearing on October 19, 2020, at 9:15 a.m., or
7 as soon thereafter as it could be heard, in Department 304 of the Superior Court of California
8 for the City and County of San Francisco, the Honorable Christine-Anne Massullo, presiding.

9 Plaintiff and the certified class appeared through their counsel, Hallie Von Rock, of
10 Aiman-Smith & Marcy, and Ethan Preston, of Preston Law Offices. Defendants appeared
11 through their counsel, Peter Clinco.

12 The Court considered the papers and exhibits filed in support of and in opposition to the
13 application and heard the arguments of counsel at the hearing.

14 Good cause appearing, now, therefore,

15 **IT IS ORDERED:**

16 1. Plaintiff’s Motion for Attorney’s Fees is GRANTED in the amount of \$240,000
17 (Two Hundred Forty Thousand Dollars). The Court finds that the requested fee is reasonable
18 under the circumstances, both as a percentage of the benefit and under the lodestar method.

19 2. Plaintiffs’ Motion for Costs is GRANTED in the amount of \$60,000 (Sixty
20 Thousand Dollars). The Court finds that Plaintiff’s litigation expenses were reasonably
21 incurred in the prosecution of this action.

22 3. Plaintiff’s Motion for Class Representative Incentive Award is GRANTED in the
23 amount of Ten Thousand Dollars (\$10,000) to Plaintiff Angelica Cosio. The Court finds that
24 this amount of incentive compensation is reasonable in light of the circumstances, including
25 the risk undertaken by the named representative in prosecuting this action, the amount of time
26 spent on the litigation, and other factors set forth in her declaration and the papers filed in
27 support of this Motion.

28 4. The timing of the payment of attorney’s fees, litigation costs, and incentive

1 award is as set forth below:

- 2 a. Distribution of attorney's fees and costs will be combined for a total of
- 3 \$300,000, with one-third of the total to be paid out with each of the three
- 4 distributions to be made under the terms of the Settlement (*i.e.*, \$100,000
- 5 paid at each distribution). This distribution method puts Class Counsel in
- 6 comparable footing with the Settlement Class Members for getting paid.
- 7 b. Distribution of the incentive award (\$10,000) will be paid out of the first
- 8 settlement distribution payment because Plaintiff's contribution as a Class
- 9 Representative has been fulfilled, although she will continue in her role
- 10 throughout the settlement administration.

11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

DATED: _____

Hon. Christine-Anne Massullo
Judge of the Superior Court