

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Kenneth S. Kasdan, State Bar No. 71427
Scott J. Thomson, SBN 237052
Jordan M. Rojas, SBN 233182
Haejung Kim, SBN 328166
Jeffrey T. Kubiak, SBN 335031
KASDAN TURNER THOMSON BOOTH, LLP
1990 N. California Boulevard, Suite 1060
Walnut Creek, CA 94596
Tel: (925) 906-9220
Fax: (925) 906-9221
sthomson@kasdancdlaw.com
irojas@kasdancdlaw.com
hkim@kasdancdlaw.com
jkubiak@kasdancdlaw.com

Attorneys for Plaintiffs

SUPERIOR COURT OF CALIFORNIA
COUNTY OF MERCED

JOSEPH SAUCEDO, et al.,
Plaintiffs,

vs.

STONEFIELD HOME, INC., et al.
Defendants.


Case No. 19CV-04303
(Assigned to: Hon. Brian L. McCabe)
Dept: 8

**ORDER AFTER HEARING ON
PLAINTIFFS' MOTION FOR CLASS
CERTIFICATION**

Action Filed: September 13, 2019
Trial Date: Not Set Yet

Plaintiff JOSEPH SAUCEDO, et. al.'s Motion for Class Certification scheduled before this Court was heard on August 28, 2023, at 8:15 a.m. in Department 8 of the Merced County Superior Court, the Honorable Brian L. McCabe presiding. On August 25, 2023, the Court issued a tentative ruling in accord with Local Rule 3(F) of the Merced County Superior Court as to the subject matter of the August 28, 2023 hearing, which was adopted in its entirety and stated as follows:

RULING

FILED
2023 SEP 18 PM 3:40
CLERK OF THE SUPERIOR COURT
BY: 
DEPUTY

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Plaintiff's Motion for Class Certification is GRANTED. A preponderance of the evidence establishes that the proposed class is clearly sufficiently numerous and ascertainable to qualify for class certification and that common questions of law and fact predominate. The Class Representative Claims are typical of those brought by class members such that the Class Representatives can appropriately represent the class. There is no question that proceeding as a class action is superior to any alternatives.


After a hearing on August 28, 2023, at 8:15 a.m. in the above-captioned court, and upon receiving oral argument from the parties before it, the Court adopts the tentative ruling made on August 25, 2023.

Plaintiffs served the proposed Order After Hearing upon all parties on August 29, 2023, pursuant to California Rules of Court Rule 3.1312 (a). Plaintiff received no responses from the parties.

IT IS SO ORDERED:

1. The tentative ruling of the Court granting Plaintiffs Joesph Saucedo, et. al., Motion for Class Certification in its entirety is adopted and affirmed as the Ruling of the Court.
2. The class is defined as stated in Class Allegations set forth in Plaintiffs' Second Amended Complaint.
3. Plaintiffs Leon Morris, Tina Morris, Eliab Muniz, Oscar Reyes, and Patricia Rodriguez are to serve as representatives of the Class.

Dated: 9/18/2023


Superior Court of California, County of Merced
Hon. Brian L. McCabe
Case No. 19CV-04303

SAUCEDO v. STONEFIELD HOME, INC., et al.
Merced County Superior Court Case No. 19CV-04303

PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF CONTRA COSTA

I am employed in the County of Contra Costa, State of California. I am over the age of 18 and not a party to the within action; my business address is: Kasdan Turner Thomson Booth LLP, 1280 Civic Dr. Suite 200, Walnut Creek, California 94596.

On September 7, 2023, I served the foregoing document(s) described as:

ORDER AFTER HEARING ON PLAINTIFFS' MOTION FOR CLASS CERTIFICATION

on the parties of interest, as follows:

SEE FILE & SERVEXPRESS SERVICE LIST

(X) **BY ELECTRONIC SERVICE** as required by the Court's Order re Electronic Service of Pleadings in this matter, and as performed by File & ServeXpress on the parties in this action as follows:

I declare under penalty of perjury of the laws of the State of California that the foregoing is true and correct.

Executed on September 7, 2023, at Walnut Creek, California.

Catherine M Jackson

Catherine M Jackson

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28