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APR 30 2008

LOS ANGELES  
SUPERIOR COURT

REG'D

APR 08 2008

FILING WINDOW

SUPERIOR COURT OF THE STATE OF CALIFORNIA  
COUNTY OF LOS ANGELES

CLAUDIA GARCIA,  
Plaintiff,  
vs.

21ST CENTURY INSURANCE GROUP,  
a California corporation; JESUS  
ZARAGOZA, an individual; BRIAN  
MCKEE, an individual; and DOES 1  
through 50, inclusive,  
Defendants.

CASE NO. BC372487

**[PROPOSED] ORDER GRANTING  
PRELIMINARY APPROVAL OF CLASS  
ACTION SETTLEMENT**

Date: April 30, 2008  
Time: 9:00 a.m.  
Dept.: 39  
Judge: Hon. Michael C. Solner

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The Joint Motion for Preliminary Approval of a Class Action Settlement came on for hearing before this Department 39, the Honorable Michael C. Solner presiding, on April 30, 2008, at 9:00 a.m. The Court, having considered the papers submitted in support of the motion and having heard oral argument of the parties, HEREBY ORDERS THE FOLLOWING:

1. The Court grants the joint motion for preliminary approval of the settlement and the settlement class, based upon the terms set forth in the Joint Motion For Preliminary Approval of Class Action Settlement; Memorandum of Points and Authorities in Support Thereof and supporting declarations; and the Class Settlement and Release Agreement. The settlement appears to be fair, adequate, and reasonable to the class.
2. The settlement falls within the range of reasonableness and appears to be presumptively valid, subject only to any objections that may be raised at the final hearing.
3. A fairness hearing on the question of whether the proposed settlement should be finally approved as fair, reasonable and adequate as to the members of the class is scheduled for Sept. 15, 2008 at 9:00am
4. The Court approves, as to form and content, the Notice of Pendency of Class Action, in substantially the form attached hereto as Exhibit A, the Claim Forms in substantially the form attached as Exhibits B and C, and the Request for Exclusion Form in substantially the form attached as Exhibit D.
5. The Court directs the mailing of the Notice of Pendency of Class Action, Proposed Settlement and Hearing Date for Court Approval, the Claim Forms, and the

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Request for Exclusion by first-class mail to the class members in accordance with the schedule set forth below. The Court finds that the dates selected for the mailing and distribution of the Notice, Garcia Claim Form, Claim Form, Request for Exclusion Form, and instructions, as set forth in Paragraph 13, *infra*, meet the requirements of due process and provide the best notice practicable under the circumstances and shall constitute due and sufficient notice to all persons entitled thereto.

6. It is ordered that the following settlement class is preliminarily certified for settlement purposes only: Staff Accountants, Senior Accountants, Lead Senior Accountants, and Accounting Supervisors – GAAP, who worked for 21st Century Insurance Company in California at any time between June 11, 2003 and the date of the Court’s preliminary approval of the Class Settlement and Release Agreement.

7. The Court confirms I. Benjamin Blady of Appleton, Blady & Magnanimo LLP as class counsel (“Class Counsel”).

8. The Court confirms Claudia Garcia as class representative.

9. The Court grants preliminary approval of attorneys’ fees payable and out of pocket costs and expenses of up to 33% of the Maximum Settlement Amount to Class Counsel.

10. The Court grants preliminary approval of service payments to Plaintiff Claudia Garcia <sup>up to</sup> ~~in the amount~~ of \$5,000.



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Report on Settlement Administration:	60 days after Effective Date
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APR 30 2008

Dated: \_\_\_\_\_

*Michael C. Solner*  
\_\_\_\_\_  
Judge of the Superior Court

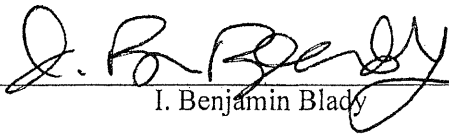
**MICHAEL C. SOLNER**

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Approved as to form:

DATED: April 8, 2008

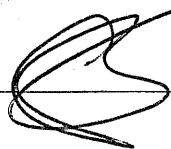
I. BENJAMIN BLADY  
APPLETON, BLADY & MAGNANIMO, LLP

By:   
I. Benjamin Blady

Attorneys for Plaintiff  
CLAUDIA GARCIA

DATED: April 8, 2008

ELENA R. BACA  
ELIZABETH A. BROWN  
PAUL, HASTINGS, JANOFSKY & WALKER LLP

By:   
Elena R. Baca

Attorneys for Defendant  
21ST CENTURY INSURANCE COMPANY