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**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA**

JEREMY MARBLE on behalf of himself and on behalf of all others similarly situated and the General Public,

Plaintiffs,

v.

AMERICAN INTERNATIONAL GROUP, INC., a Delaware corporation; CHARTIS, INC., a Delaware corporation; and DOES 1 through 10, inclusive,

Defendants.

CASE NO.: CV11-05720-GW(SSX)

*[Hon. Judge George H. Wu]*

**CLASS ACTION**

**ORDER APPROVING CLASS ACTION SETTLEMENT, GRANTING ATTORNEYS FEES AND EXPENSES AND FINAL JUDGMENT**

DATE: June 20, 2013

TIME: 8:30 A.M.

COURTROOM: 10

Complaint Filed: May 11, 2011

1           On June 20, 2013, a hearing pursuant to Federal Rule Civil Procedure 23(e)  
2 was held before this Court for the following purpose:

- 3           a. To finally determine whether the Class satisfies the applicable  
4 prerequisites for certification for settlement purposes under Fed. R.  
5 Civ. P. 23(a) and (b);
- 6           b. To determine whether the proposed settlement, as reflected in the  
7 Settlement Agreement attached to the Motion for Preliminary  
8 Approval [Dkt. No. 43], is fair, reasonable, and adequate, and should  
9 be finally approved by the Court;
- 10          c. To determine whether the proposed Order and final Judgment should  
11 be entered, and to determine whether the release by the Class, as set  
12 forth in the Settlement Agreement, should be provided;
- 13          d. To consider Class Counsel's application for an award of attorneys'  
14 fees and reimbursement of expenses; and
- 15          e. To rule upon such other matters as the Court may deem appropriate.

16  
17           IT IS HEREBY ORDERED, as follows:

18          1.       The Court finds for the purposes of this Settlement, that the  
19 prerequisites under Fed. R. Civ. P. 23(a) and (b)(3) have been satisfied in that: (a)  
20 the number of Class Members is so numerous that joinder of all members thereof is  
21 impracticable; (b) there are questions of law and fact common to the Class; (c) the  
22 claims of the Plaintiffs are typical of the claims of the Class Members that they  
23 represent; (d) the Plaintiffs have represented, and will fairly and adequately  
24 represent, the interests of Class Members; (e) questions of law and fact common to  
25 Class Member predominate over any questions affecting only individual members  
26 of the Class; and (f) a class action is superior to other available methods for the fair  
27 and efficient adjudication of the controversy.

28          2.       Solely for the purposes of this settlement, a settlement class is hereby

1 certified and defined as follows: *“All individuals employed by Defendants as*  
2 *Claims Adjusters (including Claims Analysts, Claims Specialists and Litigation*  
3 *Specialists) in the Private Client Group in either the Auto, Casualty or Property*  
4 *Unit in California between May 11, 2007 and the date that the Court approves this*  
5 *Settlement Agreement (“Settlement Class”).*

6 3. A member of the Class shall hereinafter be referred to as a “Settlement  
7 Class Member.”

8 4. The Court hereby approves, as fair, reasonable, and adequate under  
9 Fed. R. Civ. P. 23, the Settlement, and the terms contained in the Settlement  
10 Agreement.

11 5. Solely for the purposes of this settlement, Plaintiff Jeremy Marble is  
12 appointed as the class representative and Plaintiff’s counsel, Mark J. Skapik and  
13 Geralyn L. Skapik of the Skapik Law Group, Brian S. Kabateck of Kabateck Brown  
14 Kellner LLP, and Eric C. Morris of the Southern California Lawyers Group, PC,  
15 are appointed as Class Counsel.

16 6. Notice of the pendency of this action (the “Action”) as a class action  
17 and of the Stipulation was given to all Class Members who could be identified with  
18 reasonable effort. The form and method of notifying the Class of the pendency of  
19 the Action as a class action and of the terms and conditions of the proposed  
20 settlement embodied in the Stipulation met the requirements of Fed. R. Civ. P. 23,  
21 due process, and any other applicable law, constitutes the best notice practicable  
22 under the circumstances, and constituted due and sufficient notice to all persons and  
23 entities entitled thereto.

24 7. The Stipulation and the settlement embodied therein is approved as  
25 fair, reasonable, and adequate.

26 8. The obligations incurred pursuant to the Settlement Agreement are in  
27 full and final disposition of the Action.

28 9. The operative complaint in the Action is hereby dismissed with

1 prejudice as against Defendants.

2 10. Plaintiffs and all Class Members on behalf of themselves, their heirs,  
3 executors, administrators, successors and assigns, hereby, with respect to each and  
4 every Released Claim (as defined in the Stipulation), release and forever discharge,  
5 and shall forever be enjoined from prosecuting, any Released Claims any of the  
6 Released Parties, whether or not such Plaintiffs and/or Class Members execute and  
7 deliver a Claim Form.

8 11. The Court finds that all parties and their Counsel have complied with  
9 each requirement of the Federal Rules of Civil Procedure as to all proceeding  
10 herein.

11 12. The Court further finds that the response of the Class to the proposed  
12 settlement embodied in the Settlement Agreement supports final settlement  
13 approval. No Class Member has filed an objection to the proposed settlement and  
14 all Class Members have executed and returned their settlement forms to the Claim  
15 Administrator.

16 13. Class Counsel are hereby awarded the following attorneys' fees and  
17 costs: (i) attorneys' fees - \$317,400.00; and (ii) costs - \$10,836.95, which sum the  
18 Court finds to be fair and reasonable, which shall be paid to Plaintiffs' Counsel,  
19 Geralyn L. Skapik, Skapik Law Group, directly by Defendants.

20 14. This Court retains jurisdiction over the parties and the Class Members  
21 for all matters relating to this Action, including the administration, interpretation,  
22 effectuation or enforcement of the Stipulation and this Order and Final Judgment.

23  
24 **IT IS SO ORDERED.**

25  
26 Dated: **June 20, 2013**

By: \_\_\_\_\_



The Honorable George H. Wu  
United States District Court Judge

1 **PROOF OF SERVICE**

2 I, the undersigned, certify and declare that I am over the age of 18 years,  
3 employed in the county of San Bernardino, State of California, and not a party to  
4 the above-entitled cause.

5 On May 23, 2013, I served a true copy of: **[PROPOSED] ORDER**  
6 **APPROVING CLASS ACTION SETTLEMENT, GRANTING ATTORNEYS**  
7 **FEES AND EXPENSES AND FINAL JUDGMENT** by personally delivering it  
8 to the person(s) indicated below in the manner as provided in FRCiv 5(b); by  
9 depositing it in the United States Mail in a sealed envelope with the postage thereon  
10 fully prepaid to the following:

11 Nick S. Pujji, Esq.  
12 DLA PIPER LLP (US)  
13 2000 Avenue of the Stars  
14 Suite 400, North Tower  
15 Los Angeles, CA 90067

*Attorneys for Defendants:*  
*AMERICAN INTERNATIONAL*  
*GROUP, INC. and CHARTIS, INC.*

(310) 595-3000; Fax: (310) 595-3300  
[nick.pujji@dlapiper.com](mailto:nick.pujji@dlapiper.com)

16  **(BY MAIL)** The envelope was mailed with postage thereon fully prepaid.  
17 As follows: I am “readily familiar” with the firm’s practice of collection and  
18 processing correspondence for mailing. Under that practice it would be  
19 deposited with U.S. postal service on that same day with postage thereon  
20 fully prepaid at Chino Hills, California in the ordinary course of business. I  
21 am aware that on motion of the party served, service is presumed invalid if  
22 postal cancellation date or postage meter date is more than one day after date  
23 of deposit for mailing in affidavit.

24 I hereby certify that I am employed in the office of a member of the Bar of  
25 this Court at whose direction the service was made. I hereby certify under the  
26 penalty of perjury that the foregoing is true and correct.

27 Executed May 23, 2013, in Chino Hills, California.

28 \_\_\_\_\_  
LOURDES CHACON