

prepared by  
Plaintiff's Counsel



**FILED**  
San Francisco County Superior Court

NOV 05 2021

CLERK OF THE COURT  
BY: [Signature]  
Deputy Clerk

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SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF SAN FRANCISCO

UFCW & Employers Benefit Trust, on behalf  
of itself and all others similarly situated,

Plaintiff,

vs.

Sutter Health, et al.,

Defendants.

People of the State of California, ex rel.  
Xavier Becerra,

Plaintiff,

vs.

Sutter Health,

Defendant.

Case No: CGC 14-538451  
Consolidated with  
Case No. CGC-18-565398

**[PROPOSED] ORDER GRANTING  
PLAINTIFFS' COUNSEL'S MOTION TO  
EXCUSE TARDINESS OF OTHERWISE  
VALID LATE CLAIMS**

Date: November 5, 2021  
Time: 11:00 a.m.  
Dept: 304  
Judge: Hon. Anne-Christine Massullo

Action Filed: April 7, 2014

**[PROPOSED] ORDER GRANTING PLAINTIFFS' COUNSEL'S MOT  
TO EXCUSE TARDINESS OF OTHERWISE VALID LATE CLAIMS - Case No. CGC 14-538451**

1 WHEREAS, the Court's Amended Order Granting Plaintiffs' Renewed Motion for  
2 Preliminary Approval of Settlement (March 10, 2021) ruled that the "Deadline for claim form"  
3 was May 28, 2021;

4 WHEREAS, Class Counsel and the Claims Administrator have received 45 claim forms  
5 submitted after the May 28, 2021 deadline and have determined that seven of them establish the  
6 claimant's membership in the Class;

7 WHEREAS, the Court's Final Approval Order (August 27, 2021) ruled that "[l]ate claims  
8 may be considered, subject to Court approval";


9 WHEREAS, Class Counsel have advised the Court that acceptance of these seven late  
10 claims would not delay the processing of timely filed claims;

11 WHEREAS, having read and considered Plaintiffs' Counsel's Motion to Excuse Tardiness  
12 of Otherwise Valid Late Claims and the accompanying Memorandum of Points and Authorities,  
13 all the papers on file in this matter, and having considered the oral argument presented to the Court  
14 (if any), IT IS HEREBY ORDERED as follows:

- 15
- 16 1. The tardiness of the seven claimants listed in Appendix 1 to the Declaration of Matthew  
17 Ruan in Support of Plaintiffs' Counsel's Motion to Excuse Tardiness of Otherwise Valid Late  
18 Claims is hereby excused and, and in accordance with Class Counsel's determination that their  
19 claims are otherwise valid, these claimants may share in the Net Settlement Fund under the  
20 Court-approved plan of allocation.

21 **IT IS SO ORDERED.**

22  
23 Dated: 11-5-2021

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25 Honorable Anne-Christine Massullo  
26 Judge of the Superior Court of California