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9 Attorneys for Plaintiffs Daniel E. Weidler, Michael F. Yezback, Eloise Garcia, and  
10 Angie Duron, individually and on behalf of a class of all  
similarly-situated individuals

11 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
12 **FOR THE COUNTY OF LOS ANGELES**  
13 **CENTRAL CIVIL WEST**

14 DANIEL E. WEIDLER, MICHAEL F. YEZBACK,	)	Case No.: BC 369 011
15 ELOISE GARCIA, ANGIE DURON, individually and	)	[Assigned to Hon. Victoria Chaney,
on behalf of a class of all similarly-situated individuals,	)	Dept. 324, Civil Central
	)	West-Complex Designation]
16 Plaintiffs,	)	[Related to Case Nos. BC 368973 and
	)	BC 389968]
17 v.	)	
	)	<del>PROPOSED</del> ORDER
18 CIRCUIT CITY STORES, INC.; and DOES 1 through	)	GRANTING FINAL APPROVAL
19 100, inclusive,	)	OF CLASS ACTION
	)	SETTLEMENT AND FINAL
20 Defendants.	)	JUDGMENT
	)	Date: December 12, 2008
	)	Time: 10:00 a.m.
	)	Dept.: 324
	)	Complaint Filed: April 4, 2007

25 The motion of Plaintiffs Daniel E. Weidler, Michael F. Yezback, Eloise Garcia, and Angie  
26 Duron, on behalf of the Settlement Class as defined below, for an order granting final approval of  
27 the class action settlement came on for hearing on December 12, 2008 at 10:00 a.m. in Department  
28

**FILED**  
LOS ANGELES SUPERIOR COURT  
  
DEC 12 2008  
  
JOHN A. CLARKE, CLERK  
*John A. Clarke*  
BY ELMER SABALBURO, DEPUTY

1 324 of the above-entitled Court, the Honorable Judge Victoria G. Chaney, presiding. After  
2 reviewing all the papers submitted in connection with the motion, the oral argument of counsel, and  
3 good cause having been shown thereby, IT IS HEREBY ORDERED:

4 1. The Court has jurisdiction over the subject matter and all parties to this action,  
5 including the Settlement Class;

6 2. The Court hereby grants final approval of the Settlement on the terms stated in the  
7 in the Joint Stipulation of Settlement Agreement and Release of Class Action Claims, subject to the  
8 further administration of said settlement in the bankruptcy proceeding. The Court finds that the  
9 terms are fair, reasonable and adequate pursuant to California Code of Civil Procedure section 382;

10 3. The Court hereby certifies a class for settlement purposes consisting of: All persons  
11 who were employed by Circuit City in California and who were at least forty (40) years of age as of  
12 March 28, 2007, and whose employment with Circuit City was terminated on or about March 28,  
13 2007 or shortly thereafter;

14 4. The Court orders the appointment of Daniel E. Weidler, Michael F. Yezback, Eloise  
15 Garcia, and Angie Duron as the Class Representatives;

16 5. The Court orders the appointment of Nathan Goldberg and Michael Maroko of  
17 Allred, Maroko & Goldberg and David M. deRubertis of The deRubertis Law Firm as co-class  
18 counsel;

19 6. The Court approves claims administration costs of CPT Group, Inc. in an amount not  
20 less than \$13,000 and not to exceed \$50,000 from the settlement funds, the final amount to be  
21 determined after CPT Group, Inc. determines what additional work must be done to administer the  
22 settlement through the Bankruptcy Court;

23 7. The Court hereby awards incentive payments of \$15,000 to be paid to each named  
24 Plaintiff from the settlement funds;

25 8. The Court hereby awards Plaintiffs' counsel, Allred, Maroko & Goldberg and The  
26 deRubertis Law Firm, attorneys' fees and costs of 25% of the maximum settlement fund in the  
27 amount of \$3,750,000.  
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