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ALAMEDA COUNTY

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CLERK OF THE SUPERIOR COURT

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SUPERIOR COURT OF THE STATE OF CALIFORNIA, COUNTY OF ALAMEDA

LAVON GODFREY and GARY GILBERT,
on behalf of themselves and all others similarly
situated,

Plaintiffs,

v.

OAKLAND PORT SERVICES CORP. d/b/a
AB TRUCKING, and DOES 1 through 20,
inclusive,

Defendants.

Case No. RG08379099

[PROPOSED] CLASS NOTICE OF
JUDGMENT

TO ALL DRIVERS WHO PERFORMED WORK FOR AB TRUCKING DURING THE PERIOD
OF MARCH 28, 2004 - MARCH 16, 2011:

**A Judgment has issued in favor of a Class of drivers and against Defendant
Oakland Port Services d/b/a AB Trucking.**

**This notice provides important information about your rights in connection
with that lawsuit. Please read it carefully. You are not being sued.**

A. SUMMARY OF LAWSUIT

A lawsuit was filed in the California Superior Court for the County of Alameda, against Oakland Port Services Corp., d/b/a AB Trucking ("AB Trucking" or "Defendant") by former employees and/or "unpaid trainees" of AB Trucking, Case No. RG08379099. The Court determined the case could proceed as a class action, which is a lawsuit in which one or more persons sue on behalf of themselves and others who have similar claims.

The Court issued a Judgment in the case on May 21, 2013, which determined that all drivers, whether they were classified as employees or unpaid trainees, who worked for AB Trucking between March 28, 2004 and March 16, 2011, were subject to violations of California wage and hour laws, as well as violations of the Unfair Competition Law.

B. WHO IS COVERED BY THIS LAWSUIT?

This lawsuit affects the following groups of individuals (collectively "Class" or "Class Members"):

Class:

All drivers who performed work for AB Trucking out of its Oakland, California facility from the period of March 28, 2004 through March 16, 2011.

If you have received this notice, it is because AB Trucking's records show that you are a Class Member. The Judgment provides for compensation for drivers in the Class who were not paid for all hours worked, either at all or due to misclassification as an unpaid "trainee," and who missed meal and rest periods. There are additional claims for which the Class is entitled to be compensated as a result of these violations.

[Signature]

ORIGINAL

1 **C. AM I REPRESENTED BY ATTORNEYS?**

2 Yes, the law firm of Weinberg, Roger & Rosenfeld ("Class Counsel") is prosecuting this action on behalf of
3 the Class. Class Counsel represents the Class Members on a contingent basis, without any charge to Class
4 Members in this lawsuit. Any reimbursement of costs or expenses or award of attorney fees to Class
Counsel, unless some other Court-approved agreement is reached, will be recovered separately from AB
Trucking directly.

5 **D. TOTAL JUDGMENT**

6 The total amount of the Judgment, without post-judgment interest, is \$964,557.08. This amount includes
7 \$724,903.80 in damages and \$239,653.28 in prejudgment interest. The total amount will be divided among
8 the Class according to dates of employment and the number of claims affecting each Class Member. Class
Counsel will be allowed to separately seek attorney fees and costs from the Court.

9 **E. HOW WILL MY PAYMENT AMOUNT (IF ANY) BE DETERMINED?**

10 The amount of money (if any) owed to Class Members has been determined by the Judgment. A Court-
approved settlement could be reached, instead, that would expedite payment for a reduced amount.

11 **F. WHEN WILL I RECEIVE PAYMENT?**

12 AB Trucking has a right to file an Appeal if it chooses which may affect collections. In addition, the Court
13 has put a temporary hold on collections. There could be other issues that may arise, such as the possibility of
14 AB Trucking filing bankruptcy. Regardless, Class Counsel will begin collections for the Class as soon as
possible in light of the circumstances. You will receive another notice within the next three months, or
shortly thereafter, providing an update on the status of collections and the details of your claim.

15 **G. WHERE DO I GET MORE INFORMATION?**

16 The above is a summary of the basic terms of the Judgment. For more detail, you may consult the pleadings
17 and other records in this litigation (Case Number is RG08379099). These records may be examined either:

18 (1) online on the Alameda County Superior Court's website, known as "DomainWeb,"
19 at: www.alameda.courts.ca.gov/domainweb

or

20 (2) in person in Room 109 at the Rene C. Davidson Courthouse at 1225 Fallon Street,
21 Oakland, California 94612, between the hours of 9:00 a.m. and 4:00 p.m., Monday through
Friday, excluding Court holidays.

22 You may also contact Class Counsel:

23 WEINBERG, ROGER & ROSENFELD
24 c/o Lisl Duncan
1001 Marina Village Parkway, Suite 200
25 Alameda, California 94501-1091
Telephone 510.337.1001
26 Fax 510.337.1023
<http://www.unioncounsel.net>

27 **H. NOTICE OF YOUR NEW ADDRESS**

28 *If you move after receiving this notice, you should send a letter with your correct address to Class
Counsel at the above address c/o Lisl Duncan.*

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