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SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THE COUNTY OF KING

LAWRENCE HILL, ADAM WISE, and
ROBERT MILLER, on their own behalves
and on behalf of all persons similarly
situated,

Plaintiffs,

v.

GARDA CL NORTHWEST, INC., f/k/a AT
SYSTEMS, INC. a Washington
Corporation,

Defendant.

NO. 09-2-07360-1 SEA

~~PROPOSED~~ ORDER GRANTING
PLAINTIFFS' MOTION FOR CLASS
CERTIFICATION

Noted for consideration: July 16, 2010

This matter having come before the Court on Plaintiff's Motion for Class Certification pursuant to CR 23(a) and (b)(3), the Honorable Julie Spector having considered the Plaintiff's Motion for Class Certification and the declarations and exhibits attached thereto, Defendant's Opposition to Plaintiff's Motion for Class Certification and the declarations and exhibits attached thereto, and Plaintiffs' Reply and the declarations and exhibits attached thereto, the Court hereby orders as follows:

~~PROPOSED~~ ORDER - 1

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1111 Third Avenue, Suite 2230
Seattle, Washington 98101 Tel: 206-652-8660

1 Plaintiff's Motion for Class Certification is GRANTED. The Court hereby
2 ORDERS that the following class is certified:

3 All people who have been employed by Garda CL Northwest or its
4 predecessor to work on armored trucks in the State of Washington and
5 who, at any time between February 11, 2006 and the present, were
6 denied meal and/or rest breaks.

7 The Court further ORDERS that Plaintiffs Lawrence Hill, Adam Wise, and
8 Robert Miller shall be designated class representatives.

9 The Court further ORDERS that Daniel F. Johnson & Annette M. Messitt of
10 Breskin, Johnson, & Townsend PLLC shall be designated as counsel to the class.

11 The Court FINDS that Plaintiffs' claims raise common issues of law and fact
12 suitable for class certification, and that the Plaintiffs' claim are typical and
13 representative of the claims of the class because Plaintiffs allege a common course of
14 conduct as the basis for their claims. The Court finds that the class likely numbers in
15 the hundreds, and is therefore so numerous that joinder of all members is
16 impracticable. The Court FINDS that Plaintiffs and their counsel are capable of
17 adequately representing the interests of absent class members.

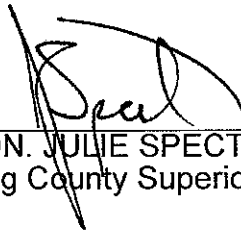
18 The Court also FINDS that common questions of law and fact will predominate
19 over any individual questions. The single common and overriding issue presented is
20 whether Drivers and Messengers are allowed legally sufficient rest or meal breaks and
21 whether Drivers and Messengers are entitled to compensation for missed meal
22 periods and rest breaks. The claims of individual class members are likely valued at a
23 few thousand dollars each and adjudicating the claims presented on a class basis will
24 be manageable; Class adjudication of common issues is therefore superior.

25 The Court ORDERS that Defendants shall provide Plaintiffs with a complete list
26 of the names and last known address and phone numbers of all current and former
employees who fit within the definition of the class above within ten (10) business days

1 of this Order. Defendant shall also provide social security numbers of former
2 employees within ten (10) business days of this Order. The social security numbers
3 shall only be used to identify correct addresses, if necessary, and shall be kept
4 confidential in conformity with the Protective Order entered in this matter.

5 The Court further ORDERS that the Parties shall jointly submit a proposed
6 Notice of Class Action to be approved by the Court within ten (10) business days of
7 this Order. Pursuant to CR 23(c)(2), the approved notice shall be sent to all class
8 members in the most effective manner possible.

9 Dated this 23rd day of July, 2010.

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13 HON. JULIE SPECTOR
King County Superior Court

14 Presented by:

15 BRESKIN JOHNSON & TOWNSEND PLLC

16
17 /s/ Daniel F. Johnson
18 Daniel F. Johnson, WSBA No. 27848
19 Annette M. Messitt, WSBA No. 33023
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