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IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
COUNTY OF CHELAN

PAUL GRONDAL and ALL MILL BAY
RESORT MEMBERS, Similarly Situated,

Plaintiffs,

NO. 02-2-01100-9

ORDER GRANTING MOTION
FOR FINAL APPROVAL OF
CLASS ACTION SETTLEMENT

vs.

CHIEF EVANS, INC., a Washington
corporation; CHIEF EVANS, INC., a
Colville Tribal Corporation; WILLIAM
EVANS and JANE DOE EVANS, husband
and wife and the marital community
composed thereof; JAMIE JONES and
JANE DOE JONES, husband and wife and
the marital community composed thereof;
KENNETH EVANS and LESLIE EVANS,
husband and wife and the marital
community composed thereof; JOHN
JONES and JANE DOE JONES, husband
and wife and the marital community
composed thereof,

Defendants.

Plaintiffs' Motion for Order Granting Final Approval of Class Action Settlement

came before this court on April 12, 2021 at 1:30 p.m. The above captioned action is a

1 class action lawsuit brought by Plaintiffs Paul Grondal and all Mill Bay Resort Members
2 similarly situated (“Plaintiffs”) and Jeffrey Webb as Personal Representative of the Estate
3 of William Evans, Jr. (“Defendant”).

4 On March 2, 2021 Judge Brandt of the Chelan County Superior Court granted the
5 Joint Motion of Wapato Heritage, LLC (“Wapato Heritage”), and the Mill Bay Members
6 Association, Inc. (hereinafter collectively referred to with Plaintiffs as “Mill Bay”), to
7 intervene in the above-referenced action and granted Wapato Heritage and Mill Bay’s
8 Stipulated Motion to: (1) Vacate Order Dismissing Class Action, (2) Reopen Class
9 Action Lawsuit for Approval of Addendum to Class Action Settlement Agreement; and
10 (3) Preliminarily Approve Addendum to Class Action Settlement Agreement and Method
11 of Class Notice.

12 The Court, upon Notice having been given as required in the Preliminary
13 Approval Order, and having considered the Addendum to the Settlement Agreement, as
14 well as all other papers filed, hereby ORDERS, ADJUGES, AND DECREES AS
15 FOLLOWS:

16 1. This Court has jurisdiction over the subject matter of the Action and over all
17 Parties to the Action, including all members of the Settlement Class.

18 2. The Notice provided to the Settlement Class conforms with the requirements of
19 CR 23, the Washington and United States Constitutions, and any other applicable law,
20 and constitutes the best notice practicable under the circumstances, by providing notice to
21 Class Members, and providing adequate notice of the proceedings and of the matters set
22

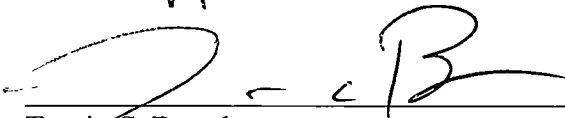
1 forth therein. The notice fully satisfied the requirements of due process.

2 3. The Court finds the Settlement was entered into in good faith as the result of
3 arms-length negotiations between experienced attorneys, that the Settlement is fair,
4 reasonable and adequate, and that the Settlement satisfies the standards and applicable
5 requirements for final approval of this class action Settlement under Washington law,
6 including the provisions of CR 23.

7 5. No Class Members or other interested parties have objected to the terms of the
8 Settlement.

9 6. Upon entry of this Order, payments shall be made pursuant to the terms of the
10 Addendum to the Settlement Agreement, including the payments to Mill Bay's Counsel
11 for legal fees as set out in the Addendum. 7. This Court shall retain jurisdiction with
12 respect to all matters related to the administration and consummation of the Settlement,
13 and any and all claim, asserted in, arising out of, or related to the subject matter of the
14 lawsuit, including but not limited to all matters related to the Addendum to the Settlement
15 Agreement and the determination of all controversies related thereto.

16
17 IT IS SO ORDERED this 12th day of April, 2021.

18 

19 Travis C. Brandt
20 Chelan County Superior Court Judge