

*Ortiz et al. v. Manzana et al.*  
Kent County Circuit Court Case 18-03182-CBB

**NOTICE REGARDING CLASS ACTION**

**To: All people who worked in Jose Acosta's crew for Manzana LLC in 2017 under Job Order No. 7879334**

**1. What is this Notice about?**

This is an official court Notice to inform you that the Court has certified a class action lawsuit against Manzana LLC. The Class consists of all workers who meet all of the following criteria:

- 1) Worked for Manzana in 2017; **AND**
- 2) Worked under Job Order No. 7879334; **AND**
- 3) Worked under crew leader Jose Acosta.

**2. What is a "class action" lawsuit?**

A "class action" is a lawsuit in which a few people, called the class representatives, sue on behalf of people with similar claims. In this case, the class representatives are Gregorio Ortiz, Joel Almarez De La Cruz, and Jose Antonio Juarez Guerrero.

**3. What is the lawsuit about?**

The employees who filed the lawsuit claim that Manzana LLC did not pay them for all the hours they worked in 2017 under Job Order No. 7879334. Manzana LLC denies this claim.

**4. What is the status of the lawsuit?**

The lawsuit was filed in the Spring of 2018. The court certified the class action on March 18, 2020, and appointed lawyers, including Migrant Legal Aid, to represent the class. The lawyers representing the class are known as "class counsel." The case is ongoing. The Court defined the class as the Plaintiffs and "the other 31 members of their work crew that picked apples for Defendant Manzana in the fall of 2017 under Job Order No. 7879334."

**5. What is the goal of the lawsuit?**

To ensure all eligible workers are paid for all hours they worked in 2017 under Job Order No. 7879334.

**6. Do I have any options?**

Yes. You may decide you do not want to be a part of this lawsuit. This is a choice to "opt out." You may also choose to intervene in this lawsuit.

**7. What happens if I opt out?**

It means that this lawsuit will not affect you. You will not be able to collect any money if there is a settlement, but you will have the right to file your own lawsuit.

**8. What happens if I don't opt out?**

You will be a part of the class. If the judge or jury decides in favor of the Plaintiffs, he is ruling in your favor. If the case settles, you will have a right to a share of the settlement. If the judge or jury rules in favor of the Defendant, then you will not be able to bring your own lawsuit against Defendant for unpaid wages in 2017.

**9. How do I opt out?**

If you chose to opt-out, you must do so in writing **by August 13, 2021**. Write to Migrant Legal Aid and clearly state you are opting out. You can reach Migrant Legal Aid at:

Migrant Legal Aid  
1104 Fuller Ave NE  
Grand Rapids, MI 49503  
United States of America

Alternatively, you can fax your written statement to (616) 454-7022.

**10. How do I know if I am a member of this class?**

Migrant Legal Aid has a list of all eligible workers. You can contact Migrant Legal Aid by phone call or text at (616) 454-5055, or by email at [bohearn@migrantlegalaid.com](mailto:bohearn@migrantlegalaid.com).

**11. What if the case settles but I think the settlement is unfair?**

If you think the settlement is unfair, you will have an opportunity to object.

**12. What if I want more information?**

If you have questions about the case, or about this notice, you can contact the lawyers representing the class by writing or calling:

Migrant Legal Aid  
1104 Fuller Ave, NE  
Grand Rapids, MI 49503  
(616) 454-5055

**DO NOT CALL THE CLERK OF COURT WITH QUESTIONS**