

**NOTICE OF ORDER LIMITING SCOPE OF CLASS PERIOD**

**If you were employed by Del Taco, LLC (“Del Taco”) as a non-exempt employee in California at any time from March 11, 2010 through March 1, 2012, this Notice may affect your legal rights.**

*A court authorized this notice. This is not a solicitation from a lawyer. You are not being sued.*

**PLEASE READ THIS NOTICE CAREFULLY AND IN ITS ENTIRETY.**

**1. What Is the Purpose of This Notice?**

The Court has ordered this Notice to be published in order to inform affected individuals about a recent change in the definition of the Class certified in the above-referenced lawsuit, *Torrez v. Del Taco, LLC* (Alameda Superior Court Case No. 21CV000111) (the “Lawsuit”) which may affect their legal rights.

**2. Who Is Affected By This Change?**

This Notice applies to you if you were employed by Del Taco, LLC (“Del Taco”) as a non-exempt employee in California at any time from March 11, 2010 through March 1, 2012. A “non-exempt employee” means an hourly paid employee who was eligible for overtime pay.

**3. What Is This Lawsuit About?**

In this Lawsuit, Plaintiff Karolina Torrez (“Plaintiff”) alleges that Del Taco failed to provide non-exempt employees in the State of California with required meal periods, failed to provide required rest periods, failed to pay overtime wages, failed to pay minimum wages, failed to maintain required records, failed to furnish accurate itemized wage statements, failed to reimburse non-exempt employees for necessary expenditures incurred in the discharge of job duties, and unfair and unlawful business practices. Plaintiff seeks to recover unpaid wages, unpaid meal and rest period premium payments, statutory penalties, civil penalties, interest, attorneys’ fees, and costs.

Del Taco denies the allegations and denies any wrongdoing. Del Taco states that it complied with California wage and hour laws. The Court has not decided whether Del Taco did anything wrong and has not ruled on the merits of Plaintiff’s claims or Del Taco’s defenses. There is no money available now and no guarantee that there will be. By ordering this Notice, the Court is not suggesting that Plaintiff will win or lose this case. Whether Plaintiff and the Class Members or Del Taco prevail on the merits will be decided at trial.

On November 12, 2021, the Court ruled that the Lawsuit shall proceed as a class action and certified a Class defined as: All current and former non-exempt employees of Del Taco, LLC in the State of California at any time during the period of March 11, 2010 through November 12, 2021 (the “Class Period”).

On March 9, 2022, a Notice of Certified Class Action was mailed to all Class Members explaining in detail Class Members’ legal rights and options.

You are receiving this Notice of Order Limiting Scope of Class Period because you did not request to be excluded from the certified Class by the deadline of April 23, 2022.

**4. What Is a Class Action?**

A class action is a lawsuit brought by one or more plaintiffs on behalf of a group or “class” of other similarly situated people seeking to have their claims and rights against the same defendant decided in one proceeding. In a class action, the plaintiffs and their attorneys represent the interests of the class. As a result of certifying a case as a class action, the Court may resolve the certified claims of all class members collectively and at the same time. Whether the class wins or loses the case, all class members are bound by the decision or judgment entered in the case and may not file their own lawsuits about the same claims that were decided in the class action for the applicable time period(s).

## 5. How Are My Rights Affected By the Order Limiting the Scope of the Class Period?

On May 3, 2022, the Court issued an order limiting the scope of the Class Period to **March 2, 2012** through November 12, 2021.

**Therefore, you are no longer a Class Member in this Lawsuit, and your individual rights and claims are no longer being addressed or represented in this Lawsuit, if both of the following are correct:**

- You worked for Del Taco as a non-exempt employee in the State of California at any time during the period of March 11, 2010 through March 1, 2012; AND
- You did **not** work for Del Taco as a non-exempt employee in the State of California at any time during the period of March 2, 2012 through November 12, 2021.

If you worked for Del Taco as a non-exempt employee in the State of California at any time during the period of March 11, 2010 through March 1, 2012, AND you continued to work for Del Taco, or you were rehired, as a non-exempt employee in the State of California at any time during the period of March 2, 2012 through November 12, 2021, then you are still a member of the Class and your rights and claims are still being represented in the Lawsuit for the Class Period of March 2, 2012 through November 12, 2021. However, your rights and claims against Del Taco are no longer being represented in the Lawsuit with respect to the period of March 11, 2010 through March 1, 2012.

Nothing in this Notice is an expression by the Court as to the merits of any claims which may be asserted by an individual who has been excluded by the order limiting the scope of the Class Period. This Notice is intended solely to advise affected individuals of the Court's order finding that the Class Period should begin on March 2, 2012 instead of March 11, 2010, resulting in the exclusion of individuals from the certified Class.

If the order limiting the scope of the Class Period to March 2, 2012 through November 12, 2021 applies to you, then you may no longer be a Class Member. Your rights to file an individual claim or lawsuit against Del Taco on your own with respect to the claims alleged in this Lawsuit for the period of March 11, 2010 through March 1, 2012, may be affected and/or time-barred by the applicable statute of limitations. ***You should be aware that you must take prompt action to preserve your individual claims, if applicable, before the claims are barred by the statute of limitations.***

## 6. What If I Need Additional Information?

If you have any questions, additional information about the Lawsuit may be found at **[www.torrezdeltaco.com](http://www.torrezdeltaco.com)**, including a copy of the Court's order limiting the scope of the Class Period, the order granting class certification, and the complaint filed in the Lawsuit. You also may contact Class Counsel or the Class Action Administrator at the following:

**Class Counsel:**

Matthew J. Matern  
Matthew W. Gordon  
MATERN LAW GROUP, PC  
1230 Rosecrans Avenue, Suite 200  
Manhattan Beach, California 90266  
Telephone: (310) 531-1900

**Class Action Administrator:**

ILYM Group Inc.  
P.O. BOX 2031  
Tustin CA 92781  
(888) 250-6810

**PLEASE DO NOT CALL THE COURT REGARDING THIS MATTER.**