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Attorneys for Plaintiff
FATIMA ALMAZAN on behalf of ANALI ALMAZAN

**SUPERIOR COURT OF CALIFORNIA
COUNTY OF ORANGE**

FATIMA ALMAZAN on behalf of decedent) Case No.: 30-2020-01122459-CU-OE-CXC
ANALI ALMAZAN, individually and on)
behalf of all others similarly situated,)

Plaintiff,)

v.)

BOTANX, LLC, and DOES 1 to 50, inclusive,)

Defendants.)

[PROPOSED] JUDGMENT

Complaint filed: January 8, 2020
FAC filed: March 24, 2021
Trial Date: None set.

1 1. This Judgment incorporates by reference the definitions in the Settlement
2 Agreement and Release (“Agreement”) and all terms defined therein shall have the same
3 meaning as set forth in the Agreement.

4 2. Pursuant to California Rules of Court, Rule 3.769(h), and the Court’s Order
5 Granting Final Approval of Class Action and PAGA Settlement and Awarding Attorneys’ Fees,
6 Costs, and Incentive Award, judgment shall be entered within the meaning of for purposes of
7 Code of Civil Procedure section and Rule 3.769 of the California Rules of Court, whereby
8 Plaintiff and all Settlement Class Members shall take nothing from Defendant except as
9 expressly set forth in the Settlement Agreement and the Final Approval Order.

10 3. Without affecting the finality of the Final Approval Order and Judgment in any
11 way, and pursuant to California Code of Civil Procedure section 664.6, the Court shall retain
12 jurisdiction to construe, interpret, implement, and enforce the Agreement, to hear and resolve
13 any contested challenge to a claim for Settlement benefits, and to supervise and adjudicate any
14 dispute arising from or in connection with the distribution of Settlement benefits.

15 4. Pursuant to California Rules of Court, Rule 3.771, the Settlement Class Members
16 to be included in the Judgment include: “all individuals who were employed by Defendant as a
17 non-exempt employee in California during the Class Period.” The Class Period is defined as
18 “January 8, 2016 through September 21, 2022.” The Judgment excludes the single Class Member
19 who submitted an opt-out to the Settlement as identified in the Motion for Final Approval and
20 Declarations in Support Thereof.

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5. Each Party shall bear its own attorneys' fees and costs, except as otherwise provided in the Agreement and the Final Approval Order.

IT IS SO ORDERED AND ADJUDGED. LET JUDGMENT BE FORTHWITH
ENTERED ACCORDINGLY.

IT IS SO ORDERED.

Dated: _____, 2024

BY _____
Honorable Lon Hurwitz
Judge of the Superior Court of the State of
California County of Orange

PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I, the undersigned, certify and declare that I am over the age of 18 years, employed in the County of Los Angeles, State of California, and not a party to the above-entitled cause. My business address is the Law Offices of Todd M. Friedman, P.C., 21031 Venture Blvd., Ste. 340, Woodland Hills, CA 91364.

On **August 26, 2024**, I served the document(s) described as: **[Proposed] Judgment** on the interested parties in this action by sending a true copy thereof to interested parties as follows:

☐ **BY MAIL (ENCLOSED IN A SEALED ENVELOPE):** I deposited the envelope(s) for mailing in the ordinary course of business at Woodland Hills, California. I am “readily familiar” with this firm’s practice of collection and processing correspondence for mailing. Under that practice, sealed envelopes are deposited with the U.S. Postal Service that same day in the ordinary course of business with postage thereon fully prepaid at Woodland Hills, California.

☒ **BY E-MAIL:** I hereby certify that this document was served from Orange, California, by e-mail delivery on the parties listed herein at their most recent known email address.

Krista DiMercurio
Magarian & DiMercurio, APLC
krista@magarianlaw.com

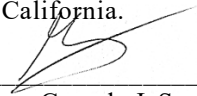
Labor and Workforce Development Agency (LWDA)
Via Online Submission
Notice of Court Order or Judgment in PAGA Case
<https://www.dir.ca.gov/Private-Attorneys-General-Act/Private-Attorneys-General-Act.html>

☐ **BY PERSONAL SERVICE:** I delivered the document, enclosed in a sealed envelope, by hand to the offices of the addressee(s) named herein.

☐ **BY OVERNIGHT DELIVERY:** I am “readily familiar” with this firm’s practice of collection and processing correspondence for overnight delivery. Under that practice, overnight packages are enclosed in a sealed envelope with a packing slip attached thereto fully prepaid. The packages are picked up by the carrier at our offices or delivered by our office to a designated collection site.

I declare under the penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on August 26, 2024, in Woodland Hills , California.



Gerardo J. Sosa