

PLAINTIFF/PETITIONER: Joel Villalpando
 DEFENDANT/RESPONDENT: Red Sparrow Services, Inc. et al.

CASE NUMBER:
 30-2020-01140620-CU-OE-CXC

**PROOF OF SERVICE BY FIRST-CLASS MAIL
 NOTICE OF ENTRY OF JUDGMENT OR ORDER**

(NOTE: You cannot serve the Notice of Entry of Judgment or Order if you are a party in the action. The person who served the notice must complete this proof of service.)

1. I am at least 18 years old and **not a party to this action**. I am a resident of or employed in the county where the mailing took place, and my residence or business address is (*specify*):

See attached Proof of Service

2. I served a copy of the *Notice of Entry of Judgment or Order* by enclosing it in a sealed envelope with postage fully prepaid and (*check one*):

- a. ☐ deposited the sealed envelope with the United States Postal Service.
 b. ☐ placed the sealed envelope for collection and processing for mailing, following this business's usual practices, with which I am readily familiar. On the same day correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service.

3. The *Notice of Entry of Judgment or Order* was mailed:

- a. on (*date*):
 b. from (*city and state*):

4. The envelope was addressed and mailed as follows:

- a. Name of person served:

Street address:

City:

State and zip code:

- c. Name of person served:

Street address:

City:

State and zip code:

- b. Name of person served:

Street address:

City:

State and zip code:

- d. Name of person served:

Street address:

City:

State and zip code:

☐ Names and addresses of additional persons served are attached. (*You may use form POS-030(P).*)

5. Number of pages attached: _____

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

Date: _____

 (TYPE OR PRINT NAME OF DECLARANT)

_____
 (SIGNATURE OF DECLARANT)

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Attorneys for Plaintiff Joel Villalpando

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF ORANGE
CENTRAL JUSTICE CENTER

MAY 18 2021

DAVID H. YAMASAKI, Clerk of the Court

BY: CTH DEPUTY

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF ORANGE**

JOEL VILLALPANDO, an individual,

Plaintiff,

v.

RED SPARROW SERVICES, INC., a
California Corporation; AVREK LAW FIRM,
a Professional Law Corporation; MARYAM
PARMAN, an individual; DOES 1-10,
business entities, forms unknown; DOES 11-
20, individuals; and DOES 21-30, inclusive,

Defendants.

Case No.: 30-2020-01140620-CU-OE-CXC

**~~PROPOSED~~ ORDER APPROVING
SETTLEMENT OF CLAIMS BROUGHT
PURSUANT TO THE PRIVATE ATTORNEYS
GENERAL ACT OF 2004, AWARDING
ATTORNEYS' FEES, COSTS,
ENHANCEMENT PAYMENT, AND
REIMBURSEMENT OF SETTLEMENT
ADMINISTRATION EXPENSES AND
REQUEST FOR CLARITY REGARDING
THIRD PARTY ADMINISTRATOR EXPENSES**

[DECLARATION OF ROBERT V. TORRES filed
concurrently herewith]

Date: April 23, 2021
Time: 9:00 a.m.
Judge: William Claster
Dept.: CX104
Reservation Number: 73457803

Complaint filed: May 26, 2020
Trial Date: Not Set

**[PROPOSED] ORDER APPROVING SETTLEMENT OF CLAIMS BROUGHT PURSUANT TO THE
PRIVATE ATTORNEYS GENERAL ACT OF 2004**

1 Plaintiff Joel Villalpando's ("Plaintiff") Unopposed Motion for an Order Approving Settlement
2 of Claims Brought Pursuant to the Private Attorneys General Act of 2004, Awarding Attorneys' Fees,
3 Costs, Enhancement Payment, and Reimbursement of Settlement Administration Expenses, came on for
4 hearing before this Court in Department CX104, the Honorable William Claster presiding, on April 23,
5 2021, at 9:00 a.m.

6 Chantal Payton, Esq. of Payton Employment Law, PC appeared on behalf of Plaintiff Joel
7 Villalpando. Jonathan Stilz, Esq. of O'Hagan Meyer, LLC appeared on behalf of Defendants Red
8 Sparrow Services, Inc.; Avrek Law Firm; and Maryam Parman.

9 Having reviewed the Settlement Agreement and duly considered the parties' papers and oral
10 argument, and good cause appearing,

11 **THE COURT HEREBY ORDERS, ADJUDGES, AND DECREES AS FOLLOWS:**

12 1. All terms used herein shall have the same meaning as defined in the Settlement
13 Agreement.

14 2. This Court has jurisdiction over the claims of the putative Aggrieved Employees and
15 the State of California asserted in this proceeding and over all parties to the Action.

16 3. The Court finds that the Settlement was entered into in good faith, that the Settlement
17 is fair, reasonable and adequate, and that the Settlement satisfies the standards and applicable
18 requirements for approval of PAGA representative actions under California law. The Court finds that
19 the Gross Settlement Amount of \$35,000.00 represents a fair compromise of the claims alleged in the
20 Action, considering the maximum potential value of the claims asserted and the risks inherent in
21 further litigation.

22 4. The Court has considered the authorities and evidence presented by Plaintiff and based
23 thereon hereby approves the following awards and deductions from the Gross Settlement Amount
24 subject to confirming and/or correcting the Parties' assumption regarding the Third Party Settlement
25 Administrator's Costs:

- 26 a. To Plaintiff's counsel, Chantal Payton, Esq., of Payton Employment Law, PC; and
27 Shalini Dogra, Esq. of Dogra Law Group PC, an award of \$1,000.00 in attorneys'
28 fees and \$5,151.00 in costs.

1 b. No enhancement is awarded to Plaintiff.

2 c. To Phoenix Class Action Administration Solutions, the Parties' proposed
3 settlement administrator, an approved payment of up to \$1,500 to administer the
4 Settlement through its conclusion, including disbursement of the Gross Settlement
5 Amount and all tax reporting associated therewith.¹

6 5. The amount remaining of the Gross Settlement Amount following these deductions is
7 the Net Settlement Amount of approximately \$ \$27, 349.00. The Net Settlement Amount shall be
8 disbursed to the Labor and Workforce Development Agency and the putative Aggrieved Employees
9 pursuant to the terms of the Settlement Agreement. Specifically, the Net Settlement Amount will be
10 distributed \$ 20,511.75 (75%) to the Labor and Workforce Development Agency and \$ 6,837.25
11 (25%) to the putative Aggrieved Employees.

12
13 6. Upon entry of this Order, the Parties shall effectuate all terms of the Settlement based
14 on the provisions and timelines set forth in the Settlement Agreement.

15
16 7. The Parties shall file, no later than November 30, 2021, a report which details the
17 administration of the Settlement. This report shall include a declaration from the settlement
18 administrator which attests to the status of payments to and distribution from the Gross Settlement
19 Amount. As part of the report, the Parties shall state the value of uncashed checks that have been
20 remitted to the California State Controller's Office. As part of the report, the Parties shall propose a
21 further compliance hearing date if they believe that one is necessary to address any unresolved or
22 remaining issues related to the settlement and/or distribution.

23
24 8. After entry of this Order and Judgment, pursuant to California Code of Civil Procedure
25 section 664.6, the Court shall retain jurisdiction to construe, interpret, implement, and enforce the

26
27 ¹ The cost for the settlement administrator was not listed as a deductible expense from the \$35,000 settlement
28 in the Court's Tentative Ruling which the Court adopted as its order. The Tentative Ruling omitted reference to these
costs as a deductible expense from the \$35,000 settlement and the omission is presumed by the parties to be an
oversight. Accordingly, the Net Settlement Amount below assumes the omission was an oversight and includes these
costs as a deduction from the Gross Settlement Amount.

1 Settlement Agreement and this Order and Judgment, to hear and resolve any contested challenge to a
2 claim for settlement benefits, and to supervise and adjudicate any dispute arising from or in
3 connection with the distribution of settlement benefits.

4
5 **IT IS SO ORDERED.**

6
7 Dated: 5-18-21


Hon. William Claster
Judge of The Superior Court

PROOF OF SERVICE

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is 3807 W. Sierra Highway, Suite 206, Acton, California 93510.

On the date set forth below, I served the document(s) described as:

NOTICE OF ENTRY OF COURT ORDER

on the person(s) listed below:

Matthew C. Sgnilek, Esq.
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Jonathan Stilz, Esq.
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Attorneys for Plaintiff

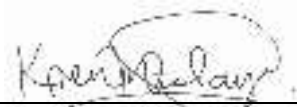
LABOR & WORKFORCE
DEVELOPMENT AGENCY
By online Submission to
www.dir.ca.gov

X (BY EMAIL) I caused the above-transcribed documents to be transmitted by email to the addressees as set forth above.

X (BY ONLINE UPLOAD) I caused the document(s) described above to be transmitted via online upload to the addressee(s) as set forth above.

X (STATE) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Dated: May 20, 2021



Karen Zelaya