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Attorneys for Plaintiff, Keith Williams

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

KEITH WILLIAMS, on behalf of himself and all
others similarly situated,

Plaintiff,

v.

ST. JOSEPH HEALTH PERSONAL CARE
SERVICES, LLC, ST. JOSEPH PERSONAL
CARE SERVICES, LLC, and DOES 1 to 100,

Defendants.

) Case No.: 30-2020-01134268-CU-OE-
) CXC
) Assigned to: Hon. William Claster
) Dept: CX101

) **NOTICE OF ENTRY OF ORDER**
) **GRANTING MOTION FOR**
) **APPROVAL OF PAGA**
) **SETTLEMENT**

) Date: September 15, 2023
) Time: 9:00 a.m.
) Dept.: CX-101

) Action Filed: February 25, 2020
)
)
)

**NOTICE OF ENTRY OF ORDER GRANTING MOTION FOR APPROVAL OF PAGA
SETTLEMENT**

1 TO ALL INTERESTED PARTIES AND THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE that the Motion for Approval of the PAGA settlement was
3 held on September 15, 2023 at 9:00 a.m., before the Honorable William Claster. Plaintiff
4 appeared by Janelle Carney, of Janelle Carney-Attorney at Law, APC, and Defendant appeared
5 by Tyler Johnson of Sheppard Mullin Richter & Hampton. The Court entered the Order
6 granting Plaintiff's Motion. A true and correct copy of such is attached hereto as Exhibit 1.
7

8 Dated: September 15, 2023

JANELLE CARNEY – ATTORNEY AT LAW, APC
LAW OFFICE OF JOSEPH ANTONELLI
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11 By:



12 Janelle Carney, Attorney for Plaintiff

1 Janelle Carney, Esq. (Bar No. 201570)
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12 Attorneys for Plaintiff Keith Williams
13 *(Additional Plaintiff's counsel listed on next page)*

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SUPERIOR COURT OF CALIFORNIA

COUNTY OF ORANGE

13 KEITH WILLIAMS, on behalf of himself and
14 all other similarly situated and aggrieved
employees,

15 Plaintiff,

16 v.

17 ST. JOSPEH HEALTH PERSONAL CARE
18 SERVICES, LLC., ST. JOSEPH PERSONAL
19 CARE SERVICES, LLC., and DOES 1 to 100,
inclusive,

20 Defendants.

21 MAYRA MIRANDA, ROBERT RASHAD,
22 CLAUDIA MORALES-ALVAREZ, DIANA
HOMER, DEBORAH MONTLE, individuals

23 Plaintiff,

24 v.

25 ST. JOSEPH HEALTH PERSONAL CARE
26 SERVICES, LLC., and DOES 1 to 100,

27 Defendants.

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF ORANGE

SEP 15 2023

DAVID H. YAMASAKI, Clerk of the Court

BY: , DEPUTY

Case No. 30-2020-01134268-CU-OE-CXC
Assigned to: Hon. William Claster
Dept. CX104

**REVISED [~~PROPOSED~~] ORDER
GRANTING MOTION FOR COURT
APPROVAL OF PAGA SETTLEMENT**

Date: September 15, 2023
Time: 9:00 a.m.
Dept.: CX104

Reservation No.: 74050335

Complaint Filed: February 25, 2020
Trial Date: Vacated

RELATED CASE NO. 30-2022-01270521-
CU-OE-CXC
Hon. Randall Sherman
Dept. CX105
Action Filed: July 18, 2022
Trial Date: None set

**REVISED [~~PROPOSED~~] ORDER GRANTING MOTION FOR COURT APPROVAL OF
PAGA SETTLEMENT**

1 Joseph Antonelli, Esq. (Bar No. 137039)
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28 Attorney for Plaintiff Keith Williams

1 This matter came on for hearing before the Honorable William Claster, Dept. CX104 on
2 September 15, 2023, at 9:00 a.m., in the above-entitled Court located at Civil Complex Center
3 located at 751 West Santa Ana Blvd, Santa Ana, CA 92701, on Plaintiff, Keith Williams',
4 ("Plaintiff") Motion for Approval of Private Attorneys General Act Settlement Agreement, and
5 for Attorneys' Fees and Costs and Administrative Fees ("PAGA Approval Motion"). Having
6 considered the papers filed in support of the motions; arguments of counsel; and all files, records,
7 and other matters properly before the Court, the Court hereby determines as follows:

8 (A) The settlement was entered into in good faith, and the terms of the settlement are
9 fair, reasonable and adequate and comply with the requirements of Labor Code § 2699, after
10 considering the maximum potential recovery, the merits of Plaintiff's claims, and the means by
11 which the parties arrived at the settlement;

12 (B) The fees requested by Plaintiff's counsel are reasonable given: (a) the hours
13 worked by Plaintiff's counsel; (b) the results achieved; (c) the risks of litigation; (d) the skill
14 required and the quality of work; and (e) the contingent nature of the fee.

15 **GOOD CAUSE APPEARING, IT IS HEREBY ORDERED, ADJUDGED AND**
16 **DECREED AS FOLLOWS:**

17 (1) Plaintiff's PAGA Approval Motion is **GRANTED**.

18 (2) In accordance with the Settlement Agreement, Plaintiff's counsel is awarded
19 attorney's fees in the amount of \$82,500.00 and litigation costs in the amount of \$94,663.07.
20 Additionally, settlement administration expenses are awarded in the amount of \$9,500.00.

21 (3) Pursuant to the individual wage settlement agreements reached in both this matter
22 and in the related matter of Miranda et. al v. St. Joseph Health Personal Care Services, LLC
23 matter, the total amount of \$24,000 from the settlement amount is to be paid to each individual
24 plaintiff in the respective actions as follows:

- 25 • Keith Williams: \$8,000.00
- 26 • Robert Rashad: \$1,000.00
- 27 • Claudia Morales-Alvarez: \$3,000.00
- 28 • Deborah Montle: \$5,000.00

1 • Diana Homer: \$7,000.00

2 (4) The PAGA Net Distribution Amount of the settlement is \$64,336.93, with
3 \$48,252.69 payable to the California Labor and Workforce Development Agency (LWDA) for its
4 share of PAGA penalties, and \$16,084.23 payable to the Aggrieved Employees.

5 (5) As of the date of this order, all Aggrieved Employees and their heirs, executors,
6 administrators, attorneys, agents and assigns, will fully and finally release and discharge the
7 Released Parties from all claims, rights, demands, liabilities and causes of action for civil
8 penalties under the Labor Code Private Attorneys General Act ("PAGA"), Labor Code § 2698 et
9 seq. pled in the Operative Complaint in the Action, or that could have been brought based on the
10 factual allegations that are pled in the Operative Complaint in the Action, that arose during the
11 PAGA Period, including but not limited to alleged violations of Labor Code sections 201, 202,
12 203, 204, 226, 226.3, 558, 1194, 1194.2, 1197, 1197.1, 2802, including any related claims for
13 attorneys' fees, costs, or interest resulting therefrom.

14 (6) The parties shall provide Notice of this Order to the LWDA within 14 calendar
15 days after its entry.

16 (7) Judgment is entered into pursuant to this order, with the Court retaining
17 jurisdiction to enforce its terms pursuant to California Code of Civil Procedure section 664.6.

18 (8) Administrator ordered to submit a declaration no later than June 30, 2024 to confirm
19 that the distribution of funds to aggrieved employees is complete. The administrator's
20 declaration should state the total number of workweeks at issue and whether the escalator clause
21 was triggered. Upon receipt of the administrator's declaration, the Court will determine whether
22 further briefing or a hearing is necessary.

23
24
25 Date: 9-15-23



Honorable William Claster
Judge of the Superior Court

PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF SAN BERNARDINO

I am employed in the County of San Bernardino, State of California. I am over the age of eighteen (18) and not a party to the within action; my business address is 14758 Pipeline Avenue, Suite E, Second Floor, Chino Hills, CA 91709-6025.

On September 15, 2023, I served the foregoing document described as:

NOTICE OF ENTRY OF ORDER GRANTING MOTION FOR COURT APPROVAL OF PAGA SETTLEMENT

on INTERESTED PARTIES in this action as stated below:

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XX BY E-MAIL: I electronically served the above-mentioned document to each of the recipients at their respective e-mail addresses. My e-mail address is:
Janelle@JanelleCarneyLaw.com

Executed on September 15, 2023, at Chino Hills, California.

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



Janelle Carney