

WOODALL LAW OFFICES
100 PINE STREET, SUITE 1250
SAN FRANCISCO, CALIFORNIA 94111
TELEPHONE: (415) 413-4629
FACSIMILE: (866) 937-4109
KEVIN@KWOODALLLAW.COM

KEVIN F. WOODALL, BAR NO. 180650

ATTORNEYS FOR PLAINTIFF, LISSETTE NUNEZ PAREDES
AND THOSE SIMILARLY SITUATED

**SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN MATEO
UNLIMITED JURISDICTION**

LISSETTE NUNEZ PAREDES,
INDIVIDUALLY AND ON BEHALF OF THOSE
SIMILARLY SITUATED,

PLAINTIFF,

v.

JSN BAY CONTRACT, INC., A
CALIFORNIA CORPORATION, AND DOES 1
THROUGH 10, INCLUSIVE,

DEFENDANTS.

) CASE No. 20-CIV-02362

) **PLAINTIFF'S UNOPPOSED MOTION**
) **FOR APPROVAL OF PAGA**
) **SETTLEMENT**

) **DATE: JUNE 29, 2021**

) **TIME: 8:30 A.M.**

) **DEPT: 4**

) **JUDGE: HON. NANCY L. FINEMAN**

1 TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE THAT on June 29, 2021 at 8:30 a.m., Plaintiff Lissette
3 Nunez Paredes ("Paredes" or "Plaintiff") will move this Court in Department 4, located at
4 1050 Mission Road, South San Francisco, California, for approval of the Private
5 Attorneys General Act ("PAGA") settlement reached in this case, pursuant to Labor Code
6 § 2699(1)(2). Specifically, Paredes moves the Court to approve the settlement to resolve
7 all PAGA claims in the Complaint, to be distributed as follows: (1) \$19,000 in PAGA
8 penalties (75% paid to the State of California and 25% to PAGA aggrieved employees),
9 (2) a \$2,000 incentive fee paid to Paredes, (3) \$1,000 in settlement administrator costs;
10 (4) reimbursement of \$7,000 in Paredes' litigation costs; and (5) \$36,000 in attorney's
11 fees to Paredes' counsel. Plaintiff's motion is unopposed.

12 The PAGA settlement is fair, adequate and reasonable. As set forth more fully in
13 the accompanying Memorandum of Points and Authorities, there were risks that the
14 PAGA penalties would be substantially reduced or not awarded because Defendant
15 asserted its failure to include an employee identification number or a partial social
16 security number was a mistake and inadvertent, which was corrected when discovered.
17 Further, Defendant was prepared to argue that it authorized and permitted compliant meal
18 and rest periods. Lastly, the fees and costs are reasonable, as they represent a fraction of
19 the amount due.

20 This motion is based upon this notice of motion and motion, the memorandum of
21 points and authorities, the declaration of Kevin F. Woodall and Defendant, and all other
22 documents and records on file in this action.

23
24 DATE: MAY 14, 2021

WOODALL LAW OFFICES

25
26 BY: 

27 KEVIN F. WOODALL
28 ATTORNEYS FOR PLAINTIFF, LISSETTE
NUNEZ PAREDES

1 **PROOF OF SERVICE**

2 I, Kevin F. Woodall, am a resident of the State of California and over the age of
3 18, and not a party to the within action; my business address is 100 Pine Street, Suite
4 1250, San Francisco, CA 94111.

5 **ON MAY 14, 2021, I CAUSED TO BE SERVED THE DOCUMENT(S) DESCRIBED AS:**

6 on the following interested parties at the following address:

7 **PLAINTIFF'S UNOPPOSED MOTION FOR APPROVAL OF PAGA
8 SETTLEMENT;**

9 **PLAINTIFF'S MEMORANDUM OF POINTS AND AUTHORITIES IN
10 SUPPORT OF UNOPPOSED MOTION FOR APPROVAL OF PAGA
11 SETTLEMENT;**

12 **DECLARATION OF KEVIN WOODALL IN SUPPORT OF PLAINTIFF'S
13 UNOPPOSED MOTION FOR APPROVAL OF PAGA SETTLEMENT;**

14 **DECLARATION OF ARACELY RIVERA IN SUPPORT OF PLAINTIFF'S
15 UNOPPOSED MOTION FOR APPROVAL OF PAGA SETTLEMENT; and**

16 **[PROPOSED] ORDER GRANTING PLAINTIFF'S UNOPPOSED MOTION FOR
17 APPROVAL OF PAGA SETTLEMENT**

18 Robert Lockwood
19 Joseph Appel
20 Lewis Brisbois Bisgaard & Smith LLP
21 333 Bush Street, Suite 11000
22 San Francisco, CA 94104
23 Robert.Lockwood@lewisbrisbois.com
24 Joseph.Appel@lewisbrisbois.com

25 Attorneys for Defendant, JSN Bay Contract, Inc.

26 ☐ (BY MAIL) I served the foregoing document(s) by U.S. mail. I am readily
27 familiar with the business practice for collection and processing of
28 correspondence for mailing with the United States Postal Service. This
correspondence was deposited with the United States Postal Service this same day
in the ordinary course of business at Corte Madera, California.

☐ (BY FACSIMILE) I transmitted via facsimile, the document(s) listed above to
the fax number(s) set forth above on this date from Corte Madera, California. The
transmitting facsimile machine telephone number is (415) 413-4629.

☐ (BY FEDEX GROUND) I served the foregoing document(s) by placing it in a
sealed envelope or container provided by Federal Express, affixing a pre-paid air
bill for ground delivery, and causing the envelope or container to be delivered to a
Federal Express agent or depositing it in a box or other facility regularly
maintained by Federal Express.

☐ (BY PERSONAL DELIVERY) I caused to be personally delivered the foregoing
document(s) to the individual(s) at the address(es) listed above.

1 ☒

(BY EMAIL and E-SERVICE) I served the foregoing documents by sending them via email to Defendant's counsel listed above.

2 Executed this May 14, 2021 at Corte Madera, California.

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



5 _____
Kevin F. Woodall