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8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

9 **COUNTY OF ALAMEDA**

11 AJA DE COUDREAUX, an individual; ZENA  
EVANS, an individual; DAEUN HWANG, an  
12 individual; VERA LOPEZ, an individual;  
MYRIAH SIMS, an individual; and NICOLE  
13 VASSALLO;

14 Plaintiffs,

15 vs.

16 KOMBU KITCHENS SF, LLC (DBA  
NYBLL), KEVEN THIBEAULT, an  
17 individual; KRISTEN THIBEAULT, an  
individual; and DOES 1-20,

18  
19 Defendants.

20 MA DE JESUS VERGARA, PAHOLA  
RAMOS, and ROBERTO REYES, on behalf  
21 of themselves and all others similarly situated,

22 Plaintiffs,

23 vs.

24 KOMBU KITCHEN SF, LLC (DBA  
"NYBLL"); KEVEN THIBEAULT;  
25 KRISTEN N. THIBEAULT; ALFONSO  
VENTURA; and DOES 1 through 20,

26  
27 Defendants.

**FILED**  
Superior Court of California  
County of Alameda

06/15/2026

Clad Flake, Executive Officer / Clerk of the Court

By: E. Escudero Deputy  
E. Escudero

Case No. RG20058323, consolidated with  
RG20057449

**PROPOSED JUDGMENT**

1 **BAILEY LAW PARTNERS, LLP**

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5 Attorneys For Plaintiffs and The State of California  
Pursuant to the Private Attorneys General Act

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1 **~~PROPOSED~~ JUDGMENT**

2 The Court hereby **ENTERS JUDGMENT AS FOLLOWS:**

3 1. The Court enters judgment in favor of Oakland-based members (~~defined as~~  
4 \_\_\_\_\_)<sup>1</sup> of the *Vergara* and *Coudreaux* certified classes against Defendant Kombu Kitchen  
5 SF, LLC in the total aggregate amount of \$1,242,987.34 (the “Class Award”). The \$1,242,987.34  
6 figure is broken down as follows:

- 7 a. \$140,672.23 for meal break violations as to the class of Oakland-based  
8 concierge employees and the class of back of the house employees during  
9 the period from March 11, 2016 through March 31, 2020 (the “Class  
10 Period”).
- 11 b. \$68,570.61 for rest break violations as to the class of Oakland-based  
12 concierge employees during the Class Period.
- 13 c. \$3,664.50 for expense reimbursement claims as to the Oakland-based  
14 concierge employees during the Class Period.
- 15 d. \$515,040.00 for waiting time penalties under California Labor Code §§ 203,  
16 226 and 226.3 as to class of Oakland-based concierge employees and the  
17 class of back of the house employees during the Class Period;
- 18 e. \$515,040.00 in further penalties under California Labor Code §§ 256, 2699,  
19 and 1197 as to class of Oakland-based concierge employees and the class  
20 of back of the house employees during the Class Period;

21 2. The Court further enters judgment in favor of Maria De Jesus Vergara in the amount  
22 of \$200 against Defendant Kombu Kitchen SF, LLC for unreimbursed expenses.

23 3. The Court further enters judgment in favor of Pahola Ramos in the amount of \$200  
24 against Defendant Kombu Kitchen SF, LLC for unreimbursed expenses.

25 Oakland-based members are to be identified based on the best efforts of counsel for all sides  
26 working with the settlement administrator with documents provided during discovery  
or to be provided by Defendants in a further process coordinated by the administrator and  
supervised by the court.

27 <sup>1</sup> The Parties seek guidance from the Court regarding how membership in this group should be  
determined for purposes of distributing any monies collected. The documents introduced at trial  
do not indicate at which facility the employees worked.

1           4.       The Court enters judgment in favor of Defendant Kombu Kitchen SF, LLC as to  
2 each of the following claims asserted by Plaintiffs:

- 3                   a.   All claims arising on or after June 8, 2020;
- 4                   b.   All claims for alleged rest break violations arising before February 2, 2019;
- 5                   c.   All claims for alleged rest break violations by employees who worked at any  
6 facility other than a facility located in Oakland for any time period;
- 7                   d.   All claims for alleged expense reimbursements by employees who worked at  
8 any facility other than a facility located in Oakland for any time period; and
- 9                   e.   All claims asserted by Roberto Reyes due to his failure to appear at trial.

10           5.       With respect to the Class Award, any amounts collected shall be distributed as  
11 follows:

- 12                   a.   \$3,000 shall be paid to Simpluris for the cost of administering this Judgment;
- 13                   b.   The eight class representatives (De Coudreaux, Zena Evans, Daeun Hwang,  
14 Vera Lopez, Myriah Sims, Nicole Vassallo, Maria De Jesus Vergara, and  
15 Pahola Ramos) shall receive 6.44% of any amounts collected up to \$10,000  
16 each (\$80,000 total) for their services as Class Representatives;
- 17                   c.   The Oakland-based members of the *Coudreaux* certified meal break subclass  
18 and the members of the *Vergara* meal break subclass shall receive 11.32% of  
19 any amounts collected up to \$140,672.23. This shall be distributed *pro rata*  
20 to members of the subclasses based on the number of workweeks worked by  
21 the employees during the Class Period.
- 22                   d.   The Oakland-based members of the *Coudreaux* certified rest break subclass  
23 shall receive 5.52% of any amounts collected up to \$68,570.61. This shall be  
24 distributed *pro rata* to members of the subclass based on the number of  
25 workweeks worked by the employees during the Class Period.
- 26                   e.   The Oakland-based *Coudreaux* certified reimbursement subclass shall receive  
27 0.29% of any amounts collected up to \$3,664.50. This shall be distributed *pro*  
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1                    *rata* to members of the subclass based on the number of workweeks worked  
2                    during the Class Period.

3                    f. The remaining balance of any amounts collected, up to \$947,080.00, shall be  
4                    divided *pro rata* between members of the *Vergara* and *Coudreaux* classes  
5                    based on the number of workweeks worked during the Class Period.

6                    6. The Court approves Simpluris to administer the Judgment.

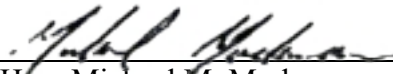
7                    7. The Court enters judgment in favor of Defendants Kevén Thibeault and Kristen  
8 Thibeault against Plaintiffs Aja De Coudreaux, Zena Evans, Daeun Hwang, Vera Lopez, Myriah  
9 Sims, Nicole Vassallo, Maria De Jesus Vergara, Pahola Ramos, and Roberto Reyes, against the  
10 *Vergara* plaintiffs and *De Coudreaux* plaintiffs, and against the State of California with respect to  
11 all claims asserted against them. Defendants Kevén Thibeault and Kristen Thibeault are not liable  
12 for the above-referenced judgments against Defendant Kombu Kitchen SF, LLC, and Defendants  
13 Kevén Thibeault and Kristen Thibeault shall not bear any individual liability for any damages,  
14 restitution, penalties, or any other relief awarded against Kombu Kitchen SF, LLC or otherwise  
15 requested by Plaintiffs.

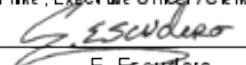
16                    8. The Court retains jurisdiction to consider all further issues arising out of or in  
17 connection with the Judgment.

18                    9. The Parties are hereby ordered to implement and comply with the terms of this  
19 Judgment. Notice of entry of this Judgment shall be given by Mallison & Martinez or Bailey Law  
20 Partners, LLP on behalf of Plaintiffs and Class Members. It shall not be necessary to send notice  
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22 **IT IS SO ADJUDGED.**

23  
24 Dated: 06/15/2026

  
\_\_\_\_\_  
Hon. Michael M. Markman  
Judge of the Superior Court  
**Michael Markman / Judge**

|                                                                                                      |                                                                                                                                                              |
|------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p align="center"><b>SUPERIOR COURT OF CALIFORNIA<br/>COUNTY OF ALAMEDA</b></p>                      | <p align="center">Reserved for Clerk's File Stamp</p>                                                                                                        |
| <p>COURTHOUSE ADDRESS:<br/>Rene C. Davidson Courthouse<br/>1225 Fallon Street, Oakland, CA 94612</p> | <p align="center"><b>FILED</b><br/>Superior Court of California<br/>County of Alameda<br/>06/15/2026</p>                                                     |
| <p>PLAINTIFF/PETITIONER:<br/>Aja De Coudreaux et al</p>                                              | <p>Chad Finke, Executive Officer / Clerk of the Court<br/>By:  Deputy</p> |
| <p>DEFENDANT/RESPONDENT:<br/>Kombu Kitchen SF, LLC et al</p>                                         | <p>E. Escudero</p>                                                                                                                                           |
| <p align="center"><b>CERTIFICATE OF ELECTRONIC SERVICE CODE OF CIVIL<br/>PROCEDURE 1010.6</b></p>    | <p>CASE NUMBER:<br/>RG20058323</p>                                                                                                                           |

I, the below named Executive Officer/Clerk of Court of the above-entitled court, do hereby certify that I am not a party to the cause herein, and that on this date I served one copy of the Order Proposed Judgment entered herein upon each party or counsel of record in the above entitled action, by electronically serving the document(s) from my place of business, in accordance with standard court practices.

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Dated: 06/15/2026

Chad Finke, Executive Officer / Clerk of the Court

By:



E. Escudero, Deputy Clerk