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17 Attorneys for Plaintiff,
18 VERONICA VALENZUELA

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SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF RIVERSIDE
(UNLIMITED JURISDICTION)

VERONICA VALENZUELA, as an
“aggrieved employee” on behalf of other
similarly situated “aggrieved employees” under
the Labor Code Private Attorney General Act
of 2004,

Plaintiff(s),

vs.

CITRUS GARDENS LEASING, LLC, a
California limited liability company; CITRUS
GARDENS SENIOR LIVING, LLC, a
California limited liability company; and
DOES 1 through 50, inclusive,

Defendant(s).

FILED
Superior Court of California
County of Riverside

7/8/2020
J. Valdez
Electronically Filed

Case No.: **MCC2001251**

**COMPLAINT FOR VIOLATIONS OF
THE LABOR CODE AND CIVIL
PENALTIES UNDER THE LABOR
CODE PRIVATE ATTORNEYS
GENERAL ACT OF 2004, LABOR CODE
§§ 2698, ET SEQ.**

JURY TRIAL DEMANDED



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1 Plaintiff VERONICA VALENZUELA (hereafter “Plaintiff”), on behalf of herself and
2 all others similarly situated, complains and alleges as follows:

3 **I. INTRODUCTION**

4 1. Plaintiff brings this representative action based on alleged violations of the
5 California Labor Code and Industrial Welfare Commission Order No. 5-2001 (hereafter the
6 “Wage Order”), against Defendants CITRUS GARDENS LEASING, LLC, a California limited
7 liability company; CITRUS GARDENS SENIOR LIVING, LLC, a California limited liability
8 company; and DOES 1-50, inclusive (collectively “Defendants”).

9 2. As set forth in more detail below, Plaintiff alleges that Defendants are liable to her
10 and other similarly situated current and former employees who worked in California as hourly
11 employees, including, but not limited to caregivers, housekeepers, nurses, medication technicians,
12 and persons in comparable positions, at any time during the period beginning four years prior to
13 the filing of this action to the present, for unpaid wages and other related relief. These claims are
14 based on Defendants’ alleged failures to (1) provide all rest and meal periods; (2) compensate
15 Plaintiff and the Aggrieved Employees for all hours worked at the correct rates of pay; (3) provide
16 accurate written wage statements; (4) pay accrued vacation pay; (5) issue accurate and complete
17 itemized wage statements; and (6) timely pay wages upon termination of employment.
18 Accordingly, Plaintiff now seeks to recover civil penalties and related relief through this
19 representative action.

20 **II. JURISDICTION AND VENUE**

21 3. This Court has subject matter jurisdiction because the aggregate claims of Plaintiff
22 and the Aggrieved Employees, inclusive of all relief, place more than \$25,000 in controversy.

23 4. There is no basis for federal question subject matter jurisdiction in this case.
24 Specifically, Plaintiff asserts claims on behalf of herself, the State of California, and Aggrieved
25 Employees that solely arise under California law, rather than federal law.

26 5. There is also no basis for federal diversity jurisdiction in this case.

27 6. Venue is proper in Riverside County pursuant to California Code of Civil
28 Procedure § 395(a) and § 395.5 in that liability arose in Riverside County because at least some
of the transactions that are the subject matter of this Complaint occurred therein and/or because
each defendant is found, maintains offices, transacts business, and/or has an agent therein.

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