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9 SUPERIOR COURT OF THE STATE OF CALIFORNIA
10 FOR THE COUNTY OF SAN BERNARDINO
11

12 JULIE FILAMORE-ANGEL, as an aggrieved
employee pursuant to the Private Attorneys
13 General Act ("PAGA"), on behalf of the State of
California and other aggrieved employees,

14 Plaintiff,

15 vs.

16 VICTOR VALLEY HOSPITAL
17 ACQUISITION, INC., a California corporation;
KPC HEALTHCARE, INC., a Nevada
18 corporation; and DOES 1 through 10, inclusive,

19 Defendants.
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FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN BERNARDINO
SAN BERNARDINO DISTRICT

MAR 18 2021

BY 
JESSICA MORALES, DEPUTY

Case No. CIVDS2014298

Assigned to the Hon. David S. Cohn

**[AMENDED PROPOSED] ORDER
GRANTING MOTION FOR COURT
APPROVAL OF THE PARTIES' PAGA
SETTLEMENT AND JUDGMENT**

Date: March 18, 2021

Time: 10:00 a.m.

Place: Department S26

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1 finding of the validity of any allegations or of any wrongdoing by Defendants. Neither this Order and
2 Judgment, the Settlement, nor any document referred to herein, nor any action taken to carry out the
3 Settlement, may be construed as, or may be used as, an admission of any fault, wrongdoing, omission,
4 concession, or liability whatsoever by or against Defendants.

5 8. The settlement of civil penalties under PAGA in the amount of approximately
6 \$305,833.33 is hereby approved. Seventy-Five Percent (75%), or approximately \$229,375.00, shall be
7 paid to the California Labor and Workforce Development Agency. The remaining Twenty-Five Percent
8 (25%), or approximately \$76,458.33, shall be paid to Aggrieved Employees.

9 9. The Court hereby awards \$166,666.67 in attorneys' fees and \$10,000 costs to Plaintiff's
10 Counsel, Capstone Law APC.

11 10. The Court approves a Service Award of \$10,000 to Julie Filamore-Angel.

12 11. The Court appoints Simpluris, Inc. to serve as the Settlement Administrator.

13 12. This Judgment shall be binding on all Aggrieved Employees and the State of California,
14 who are hereby barred by the doctrine of res judicata from re-litigating the Settled Claims during the
15 Settlement Period, as those terms are defined by the Settlement. *See Arias v. Superior Court*, 46 Cal. 4th
16 969, 986 (2009) (holding that a judgment in a representative action brought by an aggrieved employee
17 under PAGA is binding not only on the named employee plaintiff but also on state labor law
18 enforcement agencies and any aggrieved employee not a party to the proceeding).

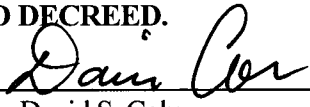
19 13. Without affecting the finality of the Order and Judgment, the Court shall retain exclusive
20 and continuing jurisdiction under California Code of Civil Procedure § 664.6, over the above-captioned
21 action and the parties for purposes of enforcing the terms of the Judgment and the Settlement.

22 14. This document shall constitute a judgment under California Code of Civil Procedure §
23 664.6.

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25 **IT IS SO ORDERED, ADJUDGED, AND DECREED.**

26 Date

3/18/21
(nunc pro tunc)


Hon. David S. Cohn

San Bernardino County Superior Court Judge