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Attorneys for Plaintiff, GERARDO PEREZ, individually
and on behalf of other individuals similarly situated

SUPERIOR COURT FOR THE STATE OF CALIFORNIA

COUNTY OF ORANGE

GERARDO PEREZ individually and on
behalf of other individuals similarly situated,

Plaintiff,

v.

LOEWY ENTERPRISES dba SUNRISE
PRODUCE, a California corporation

Defendant.

CASE NO. 30-20201152808-CU-OE-CXC
[Assigned to Hon. Lon F. Hurwitz, Dept. CX103]

NOTICE OF ENTRY OF JUDGMENT

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE THAT on April 26, 2026, Judgment was entered in the above-captioned action. A true and correct copy of the Court's Judgment is attached hereto as **Exhibit A**.

DATED: April 28, 2023

BRADLEY/GROMBACHER, LLP
LAW OFFICES OF SAHAG MAJARIAN II

By:

Marcus J. Bradley, Esq.
Kiley Lynn Grombacher, Esq.
Lirit A. King, Esq.
Sahag Majarian II, Esq.

Attorneys for Plaintiff

EXHIBIT A

111315401

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FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF ORANGE
CENTRAL JUSTICE CENTER
APR 26 2023
DAVID H. YAMASAKI, Clerk of the Court
D. MIRANDA
BY: _____, DEPUTY

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

GERARDO PEREZ individually and on
behalf of other individuals similarly situated,

Plaintiff,

v.

LOEWY ENTERPRISES dba SUNRISE
PRODUCE, a California corporation, and
~~DOES 1-100 inclusive,~~

Defendant.

CASE NO. 30-2020-01152808-CU-OE-CXC
(Assigned to Hon. Lon F. Hurwitz, Dept.
CX103)

**~~REVISED [PROPOSED]~~ ORDER AND
JUDGMENT RE MOTION FOR
APPROVAL OF PAGA SETTLEMENT**

1 **RECITALS**

2 Before the Court is the Motion for Approval of PAGA Settlement (the "Motion") filed by
3 Plaintiff Gerardo Perez in the above-captioned case seeking Court approval of the parties' settlement
4 of this action (the "Settlement") on the terms set forth in the Joint Stipulation of PAGA Settlement
5 and Release (the "Settlement Agreement") [ROA #58] and Amendment to Settlement Agreement
6 ("Amendment") [ROA #88]. The Court has considered the Motion, including the declarations filed in
7 support thereof, the relevant legal authority, and the record in this case. Having jurisdiction and venue
8 to consider the Motion and the relief requested therein, with due and proper notice of the Motion
9 having been provided to the Settlement Class, the Court after due deliberation now makes the
10 following FINDINGS AND ORDERS:

11 **FINDINGS AND ORDERS**

12 1. Capitalized terms used in this Order that are not otherwise identified herein have the
13 meaning assigned to them in the Settlement Agreement.

14 **Definition of Aggrieved Employees**

15 2. The Court approves the settlement of the Private Attorney General Act ("PAGA")
16 claim on behalf of the Aggrieved Employees which means:

17 all employees who were or are currently employed by Defendant in California as "non-
18 exempt" employees against whom one or more of the alleged violations of any
19 provision in Division 2 Part 2 Chapter 1 of the Labor Code or any provision regulating
20 hours and days of work in the applicable Industrial Welfare Commission ("IWC")
Wage Order were committed, and/or as otherwise set forth or alleged in the Action, at
any time between July 23, 2019 until judgment.

21 **Approval of PAGA Settlement**

22 3. The Court grants and orders approval of the terms set forth in the Settlement Agreement
23 and Amendment. The Court finds that the terms of the Settlement are fair, adequate, and reasonable,
24 and to have been the product of serious, informed, and extensive arm's-length negotiations among the
25 Parties. In making this finding, the Court considers the nature of the claims, the relative strength of
26 Plaintiff's claim, the amounts and kinds of benefits paid in settlement, the allocation of settlement
27 proceeds, and the fact that a settlement represents a compromise of the Parties' respective positions
28 rather than the result of a finding of liability at trial.

1 4. Specifically, the Court orders approved in full the Settlement Agreement and
2 Amendment. The Parties are ordered to comply with and implement the Settlement Agreement and
3 Amendment according to its terms, including those provisions not expressly stated in this Order.

4 5. By this approval order and judgment, the Labor Workforce and Development Agency
5 (“LWDA”) shall release, relinquish and discharge, and each of the Aggrieved Employees shall be
6 deemed to have, and by operation of the judgment shall have, fully, finally, and forever released,
7 relinquished and discharged all Aggrieved Employee Released Claims.

8 6. The Court also finds that the requested attorneys’ fees in the amount of \$83,250 are
9 reasonable and hereby are approved. The fees awarded are allocated as follows: \$49,950 to
10 Bradley/Grombacher LLP and \$33,300 to the Law Offices of Sahag Majarian II.

11 7. The Court also finds that the requested attorneys’ costs in the amount of \$15,000 are
12 reasonable and hereby are approved. The costs of \$15,000 are awarded to Bradley/Grombacher LLP.

13 8. The Court approves the enhancement award to the Named Plaintiff as well. The Court
14 finds that the enhancement award of \$5,000 to Plaintiff Perez is reasonable and hereby is approved.

15 9. The Court approves payment to the Settlement Administrator, ILYM Group, Inc., in
16 an amount not to exceed \$6,990 out of the Gross Settlement Amount, based on the declaration of Sean
17 Hartranft verifying the administrator’s reasonable costs in fulfilling the settlement administration in
18 this case.

19 10. The Court also approves of the Net Settlement Amount of \$139,760. Pursuant to the
20 PAGA, 75%, or \$104,820, of the Net Settlement Amount shall be paid to the California Labor and
21 Workforce Development Agency (“LWDA”), and 25%, or \$34,940, of the Net Settlement Amount
22 shall be distributed to Aggrieved Employees.

23 **Form and Timing of Notice**

24 11. Not later than twenty-one (21) calendar days after the entry of this Order and Judgment,
25 Defendant shall provide the Aggrieved Employee Information list to the Settlement Administrator.

26 12. Not later than ten (10) days after Defendant provides the Aggrieved Employee
27 Information list to the Settlement Administrator, the Settlement Administrator shall mail the Notice
28 of Representative Action Settlement (“Notice”) in English and Spanish, substantially in the form of

1 Exhibit 1 to this Order, to be mailed by first-class mail postage pre-paid.

2 13. The Court directs the mailing of the Notice in accordance with the implementation
3 schedule set forth in the Settlement Agreement and finds the dates selected for the mailing and
4 distribution of the mailing of the Notice as set forth therein meet the requirements of due process and
5 provide the best notice practicable under the circumstances and shall constitute due and sufficient
6 notice to all persons entitled thereto.

7 14. The Court finds that the notice to be provided is the best means of providing notice to
8 the Aggrieved Employees, is practicable under the circumstances and, when completed, shall
9 constitute due and sufficient notice of the Settlement to all persons affected by and/or entitled to
10 participate in the Settlement, in full compliance with the requirements of due process and the
11 California Rules of Court.

12 **JUDGMENT**

13 15. Judgment is hereby entered pursuant to the Approval Order of PAGA Settlement,
14 entered April 26, 2023.

15 16. This Court shall retain jurisdiction with respect to all matters related to the
16 administration and consummation of the Settlement, and the determination of all controversies relating
17 thereto, pursuant to California Code of Civil Procedure section 664.6.

18 17. The Parties are ordered to appear at 1:30 pm. on Friday, November 15, 2024 for a final
19 accounting hearing to report to the Court on the actual distributions to Aggrieved Employees, the
20 LWDA, Plaintiff's Counsel, the Named Plaintiff, and performance by the Settlement Administrator
21 of other duties incumbent on it under the Settlement Agreement, Amendment and Order of this Court.
22 No later than ten (10) calendar days before the date scheduled for the final accounting hearing, the
23 Settlement Administrator is to file a declaration to confirm that the distribution of funds is complete,
24 including any distribution to the State Controller per the Settlement Agreement.

25 18. Plaintiff shall submit a copy of this Order to the LWDA within ten (10) calendar days
26 of entry of this Order and Judgment.

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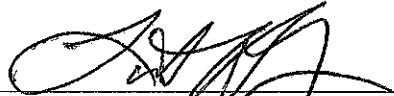
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4 IT IS SO ORDERED, ADJUDGED AND DECREED.

APR 26 2023

5 DATED: _____



HON. LON F. HURWITZ
JUDGE OF THE SUPERIOR COURT

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PROOF OF SERVICE

STATE OF CALIFORNIA COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State of California. I am over the age of eighteen and not a party to the within action; my business address 31365 Oak Crest Drive, Suite 240, Westlake Village, CA 91361.

On April 28, 2023, I served the foregoing documents described

1) NOTICE OF ENTRY OF JUDGMENT

on all interested parties in this action as follows: **SEE ATTACHED SERVICE LIST**

☐ **(VIA US MAIL)** I caused such envelope(s) to be deposited in the mail at Westlake Village, California with postage thereon fully prepaid.

I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. It is deposited with the U.S. Postal Service on that same day in the ordinary course of business. I am aware that on motion of party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

☒ **(BY ELECTRONIC FILING SERVICE PROVIDER)** I served the aforementioned document(s) by electronic mail to the parties' email addresses as they are known to me. My email address is mvalle@bradleygrombacher.com. Said document(s) were served by email on April 28, 2023. The names and email addresses of the persons served are set forth in the service list. I did not receive, under a reasonable period of time, any indication that the email did not go through.

☒ **(STATE)** I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed April 28, 2023, at Westlake Village, California.

Maria Valle

Maria Valle

PEREZ v. LOEWY ENTERPRISES
ORANANGE COUNTY SUPERIOR COURT CASE NO:30-2020-01152808-CU-OE-CXC

Service List

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