

1 ELIZABETH STAGGS-WILSON, Bar No. 183160
2 Estaggs-wilson@littler.com
3 JAMES PAYER, Bar No. 292158
4 jpayer@littler.com
5 LITTLER MENDELSON, P.C.
6 633 West 5th Street
7 63rd Floor
8 Los Angeles, CA 90071
9 Telephone: 213.443.4300
10 Fax No.: 213.443.4299

11 JYOTI MITTAL, Bar No. 288084
12 jmittal@littler.com
13 ALEXANDRIA M. WITTE, Bar No. 273494
14 awitte@littler.com
15 LITTLER MENDELSON, P.C.
16 2049 Century Park East
17 5th Floor
18 Los Angeles, CA 90067-3107
19 Telephone: 310.553.0308
20 Fax No.: 310.553.5583

21 Attorneys for Defendant
22 WELLPATH MANAGEMENT, INC.

23 SUPERIOR COURT OF THE STATE OF CALIFORNIA

24 COUNTY OF SAN DIEGO

25 ADRIANA PAGAN, as an Individual and
26 on behalf of all others similarly situated,

27 Plaintiff,

28 v.

WELLPATH MANAGEMENT, INC., a
Delaware Corporation; and DOES 1-50,
Inclusive,

Defendant.

Case No. 37-2020-00017445-CU-OE-CTL

*Assigned for all purposes to: Hon. Eddie C.
Sturgeon, Dept. C-67*

**~~PROPOSED~~ ORDER GRANTING JOINT
STIPULATION FOR APPROVAL OF PAGA
SETTLEMENT AND PAGA DISMISSAL OF
ACTION**

Complaint Filed: May 26, 2020
Trial Date: None set

ELECTRONICALLY FILED
Superior Court of California,
County of San Diego
03/21/2023 at 05:33:00 PM
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By Taylor Crandall, Deputy Clerk

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SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF SAN DIEGO

ADRIANA PAGAN, as an Individual and
on behalf of all others similarly situated,

Plaintiff,

v.

WELLPATH MANAGEMENT, INC., a
Delaware Corporation; and DOES 1-50,
Inclusive,

Defendant.

Case No. 37-2020-00017445-CU-OE-CTL

Assigned for all purposes to: Hon. Eddie C.
Sturgeon, Dept. C-67

**ORDER GRANTING JOINT STIPULATION
FOR APPROVAL OF PAGA SETTLEMENT
AND PAGA DISMISSAL OF ACTION**

Complaint Filed: May 26, 2020
Trial Date: None set

1 Having read and considered the Joint Stipulation Re PAGA Settlement and Dismissal of
2 Lawsuit (“Joint Stipulation”) of Plaintiff Adriana Pagan (“Plaintiff”), and Defendant Wellpath
3 Management, Inc. (“Defendant”) (collectively the “Parties”), and **GOOD CAUSE APPEARING**
4 **THEREFOR**, it is **HEREBY ORDERED, ADJUDGED** and **DECREED** as follows:

5 1. The Parties’ Joint Stipulation is **GRANTED**;

6 2. The Parties’ settlement of Plaintiff’s Private Attorneys General Act of 2004 (“PAGA”)
7 claim is **APPROVED** in accordance with the terms of the Joint Stipulation;

8 3. Defendant shall timely make the settlement payment described in the Joint Stipulation
9 (and, Defendant’s counsel shall cause such amount to be paid to the California Labor and Workforce
10 Development Agency in accordance with the terms of the Joint Stipulation);

11 4. As of the date of this Order (and provided that Defendant satisfies its obligation to pay
12 the settlement payment in accordance with the terms of the Joint Stipulation), by operation of
13 Plaintiff’s waiver and release set forth in the Joint Stipulation and pursuant to this Order, Plaintiff shall
14 be deemed to have released Defendant and the “Releasees” from all “Released PAGA Claims” (and,
15 for purposes of this Order, the capitalized terms shall have the meanings set forth in the Joint
16 Stipulation, which definitions are incorporated by reference herein);

17 5. In accordance with the Parties’ Joint Stipulation, Plaintiff’s PAGA individual claim as
18 a PAGA “aggrieved employee” is **DISMISSED WITH PREJUDICE**;

19 6. Except as set forth in the Parties’ Joint Stipulation and the Parties’ Confidential
20 Settlement and Release Agreement, Plaintiff and Defendant shall bear her or its own attorneys’ fees
21 and costs incurred in connection with the prosecution or defense of this action;

22 7. Plaintiff shall submit a copy of this Order to the LWDA within ten days after its entry
23 and

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1 8. Even though this entire action has been, and hereby is, dismissed, the Court shall retain
2 jurisdiction to enforce the Parties' Joint Stipulation pursuant to Code of Civil Procedure section
3 664.6.

4 **SO ORDERED.**

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6 Dated: 3/21/2023



HON. EDDIE C. STURGEON
JUDGE, SUPERIOR COURT FOR THE COUNTY
OF SAN DIEGO

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1 **PROOF OF SERVICE**

2 I am a resident of the State of California, over the age of eighteen years, and not a
3 party to the within action. My business address is 2049 Century Park East, 5th Floor, Los Angeles,
4 California 90067.3107. On March 10, 2023, I served the within document(s):

5 **~~PROPOSED~~ ORDER GRANTING JOINT STIPULATION**
6 **FOR APPROVAL OF PAGA SETTLEMENT AND PAGA**
7 **DISMISSAL OF ACTION**

- 8 ☐ by facsimile transmission at or about _____ on that date. This document was
9 transmitted by using a facsimile machine that complies with California Rules of
10 Court Rule 2003(3), telephone number 310.553.5583. The transmission was
11 reported as complete and without error. A copy of the transmission report, properly
12 issued by the transmitting machine, is attached. The names and facsimile numbers
13 of the person(s) served are as set forth below.
- 14 ☐ by placing a true copy of the document(s) listed above for collection and mailing
15 following the firm's ordinary business practice in a sealed envelope with postage
16 thereon fully prepaid for deposit in the United States mail at Los Angeles, California
17 addressed as set forth below.
- 18 ☐ by depositing a true copy of the same enclosed in a sealed envelope, with delivery
19 fees provided for, in an overnight delivery service pick up box or office designated
20 for overnight delivery, and addressed as set forth below.
- 21 ☐ by personally delivering the document(s) listed above to the person(s) at the
22 address(es) set forth below.
- 23 ☒ Based on a court order or an agreement of the parties to accept service by e-mail or
24 electronic transmission, I caused the documents to be sent to the persons at the e-
25 mail addresses on the attached service list on the dates and at the times stated thereon.
26 I did not receive, within a reasonable time after the transmission, any electronic
27 message or other indication that the transmission was unsuccessful. The electronic
28 notification address of the person making the service is rjones@littler.com.

21 Michael Crosner
22 Zachary Crosner
23 Blake Jones
24 Jamie Serb
25 CROSNER LEGAL PC
26 9440 Santa Monica Blvd., Ste. 301,
27 Beverly Hills, CA 90210
28 Tel. (310) 496-5818
Fax (310) 510-6429

mike@crosnerlegal.com
zach@crosnerlegal.com
blake@crosnerlegal.com
jamie@crosnerlegal.com
Maria Monterrey
(maria@crosnerlegal.com)

1 I am readily familiar with the firm's practice of collection and processing
2 correspondence for mailing and for shipping via overnight delivery service. Under that practice it
3 would be deposited with the U.S. Postal Service or if an overnight delivery service shipment,
4 deposited in an overnight delivery service pick-up box or office on the same day with postage or
5 fees thereon fully prepaid in the ordinary course of business.

6
7 I declare that I am employed in the office of a member of the bar of this court at
8 whose direction the service was made. Executed on March 10, 2023, at Los Angeles, California.

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10 _____
Rita Ann Jones
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