

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

Civil Division

Central District, Spring Street Courthouse, Department 9

20STCV18030

**ASHANTI BERRY vs PDS TECH INC., A WASHINGTON
CORPORATION: AND DOES 1 THROUGH 100,**

July 28, 2021
11:00 AM

Judge: Honorable Yvette M. Palazuelos
Judicial Assistant: P. Martinez
Courtroom Assistant: M. Tavakoli

CSR: None
ERM: None
Deputy Sheriff: None

APPEARANCES:

For Plaintiff(s): No Appearances

For Defendant(s): No Appearances

NATURE OF PROCEEDINGS: Court Order

Based upon the foregoing, the Court orders that:

1) The Parties' Motion for Approval of PAGA Settlement is GRANTED as the settlement is fair, adequate, and reasonable.

2) The essential terms are:

A. The Gross Settlement Amount ("GSA") is \$315,000;

B. The Net Settlement Amount ("Net") (\$47,535.96) is the GSA minus the following:

\$105,000 (33%) for attorney fees to PAGA Counsel, Haines Law Group, APC;

\$13,006.16 for litigation costs to PAGA Counsel;

\$5,000 for a service award to aggrieved employee representative, Ashanti Berry;

\$1,850 for settlement administration costs to Phoenix Settlement Administrators;

\$142,607.88 (75% PAGA penalty) to the LWDA; and

C. Plaintiffs release of Defendants from claims described herein.

3) By August 11, 2021, Plaintiffs must:

a. serve this Order on the LWDA pursuant to Labor Code section 2699 (1)(3);

b. file and serve a [Proposed] Judgment consistent with this ruling containing among other things, the PAGA aggrieved employee definition; PAGA period; and full release language; and

c. email the [Proposed] Judgment in Word format to Dept. 9 staff at sscdept9@lacourt.org.

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4) Non-Appearence Case Review Re: [Proposed] Judgment is scheduled for 08/23/21 at 08:30 AM in Department 9 at Spring Street Courthouse.

5) By January 28, 2022, Plaintiffs must file and serve a final accounting.

6) Non-Appearence Case Review Re: Final Report is scheduled for 02/04/22 at 08:30 AM in Department 9 at Spring Street Courthouse.

Order is signed and filed this date.

Clerk is to give notice.

Clerk's Certificate of Service By Electronic Service is attached.

SUPERIOR COURT OF CALIFORNIA COUNTY OF LOS ANGELES		Reserved for Clerk's File Stamp
COURTHOUSE ADDRESS: Spring Street Courthouse 312 North Spring Street, Los Angeles, CA 90012		FILED Superior Court of California County of Los Angeles 07/28/2021 Sherri R. Carter, Executive Officer / Clerk of Court By: <u>P. Martinez</u> Deputy
PLAINTIFF: Ashanti Berry		
DEFENDANT: PDS Tech Inc., a Washington Corporation: And Does 1 through 100,		
CERTIFICATE OF ELECTRONIC SERVICE CODE OF CIVIL PROCEDURE 1010.6		CASE NUMBER: 20STCV18030

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 Minute Order

entered herein, on 07/28/2021, upon each party or counsel of record in the above entitled action, by electronically serving the document(s) on Case Anywhere at www.caseanywhere.com on 07/28/2021 from my place of business, Spring Street Courthouse 312 North Spring Street, Los Angeles, CA 90012 in accordance with standard court practices.

Sherri R. Carter, Executive Officer / Clerk of Court

Dated: 07/28/2021

By: P. Martinez

Deputy Clerk