

FILED
Superior Court of California
County of Los Angeles

OCT 28 2022

Sherri R. Carter, Executive Officer/Clerk of Court
By: M. Alaniz, Deputy

SUPERIOR COURT OF THE STATE OF CALIFORNIA
LOS ANGELES COUNTY

JUAN L. RODRIGUEZ, an individual, on
behalf of himself, all aggrieved employees, and
the State of California as a Private Attorneys
General,

Plaintiffs,

vs.

CITIGUARD, INC., a California corporation,
and DOES 1-50, inclusive,

Defendant.

Case No.: 20STCV33127

Judge: Hon. Michael L. Stern
Dept.: 62

**~~[PROPOSED]~~ ORDER GRANTING
APPROVAL OF PAGA SETTLEMENT
AND ENTERING JUDGMENT**

~~[PROPOSED]~~ ORDER AND JUDGMENT

The Court has received and considered the Stipulation and Agreement for PAGA Representative Action Settlement ("Settlement Agreement") entered into between Plaintiff JUAN L. RODRIGUEZ, an individual, on behalf of the State of California as a private attorney general under the California Labor Code Private Attorneys General Act ("PAGA"), and the Defendant CITIGUARD, INC., a California corporation.

Having received and considered the Stipulation and Agreement and the supporting papers filed, the Court grants approval of the PAGA Settlement and HEREBY ORDERS AND MAKES THE FOLLOWING DETERMINATIONS:

1 1. Except as otherwise defined in this Order and Judgment ("Order"), all capitalized
2 terms have the same meaning as defined in the Settlement Agreement.

3 2. The California Labor Workforce and Development Agency ("LWDA") has been
4 provided notice of the Settlement in accordance with PAGA, California Labor Code § 2699(1)(2),
5 (1)(4). In particular, on the date Plaintiff filed the stipulation seeking approval of the Settlement
6 with the Court, Plaintiff submitted to the LWDA a notice of the Settlement enclosing a copy of the
7 Settlement Agreement. Plaintiff's notice of the Settlement to the LWDA complied with the notice
8 requirements of PAGA.

9 3. The Court confirms approval of the Settlement as to the Aggrieved Employees.

10 4. The Court has jurisdiction over the subject matter of this litigation, over all
11 Aggrieved Employees, and over those persons undertaking affirmative obligations under the
12 Settlement.

13 5. The Settlement is approved under Labor Code § 2699(1)(2).

14 6. The PAGA Settlement Notice to Aggrieved Employees proposed by the Parties fairly
15 and adequately describes the Action, the approved Settlement, and is the best notice practicable
16 under the circumstances.

17 7. The Court finds that each Aggrieved Employee, in accordance with the Settlement,
18 releases all Released Claims against the Released Parties.

19 8. The Gross Settlement Amount and the methodology used to calculate the Individual
20 Penalty Payments in accordance with the Settlement is approved.

21 9. The Court approves Simpluris, to act as the Settlement Administrator. The Court
22 awards the Settlement Administrator in this Action its actual fees and costs in accordance with the
23 terms of the Settlement Agreement, not to exceed \$5,039.22.

24 10. The Court approves the Koul Law Firm and the Law Offices of Sahag Majarian II as
25 PAGA Class Counsel.

26 11. The Court awards PAGA Class Counsel attorneys' fees in the amount of \$30,000
27 and actual litigation of \$9,026.97, both of which the Court finds to be fair and reasonable. The
28 Court authorizes the Settlement Administrator to make these payments, in accordance with the terms

1 of the Settlement Agreement.

2 12. The Court authorizes the Settlement Administrator to calculate and pay the
3 Individual Penalty Payments in accordance with the terms of the Settlement Agreement.

4 13. The Court finds that LWDA Payment of \$56,949.83 (75% of \$75,933.11, which is
5 the amount remaining after deducting all amounts above) as its share of the settlement of civil
6 penalties is fair and reasonable. The Court authorizes the Settlement Administrator to pay the
7 LWDA Payment, in accordance with the terms of the Settlement Agreement.

8 14. The Court finds the Representative Plaintiff's Enhancement Award in the sum of
9 \$5,000.00 is fair and reasonable. The Court authorizes the Settlement Administrator to pay the
10 Representative Plaintiff's Enhancement Award, in accordance with the terms of the Settlement
11 Agreement.

12 15. Checks for Individual Penalty Payments sent to Aggrieved Employees shall be valid
13 for 180 days after issuance. Funds remaining from any checks for Individual Penalty Payments
14 uncashed after 180 days will be dispersed to the state controller unpaid payment fund in the name
15 of the Aggrieved Employee.

16 16. Upon completion of the Settlement, the Settlement Administrator will provide
17 written certification of the completion to the Court and counsel for the Parties which shall be filed
18 with the Court within 30 days after completion of the Settlement.

19 17. Without affecting the finality of this order and entry of judgment, the Court retains
20 exclusive and continuing jurisdiction over this Action for purposes of supervising, administering,
21 implementing, and enforcement of this Order and the Settlement.

22 18. Nothing in this Order or the Settlement shall be construed as an admission or
23 concession by any party. The Settlement and this resulting Order and entry of judgement simply
24 represent a compromise of disputed allegations.

25 19. The Court enters final judgment in accordance with the terms of the Settlement
26 Agreement and this Order.

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1 20. Plaintiff is directed to submit a copy of this Order and entry of judgment to the
2 LWDA within 10 days of the date of this Order and entry of judgment.

3 **IT IS SO ORDERED:**

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5 DATED: October 28, 2022


The Hon. Michael L. Stern
Judge of the Superior Court

PROOF OF SERVICE

Case No. 20STCV33127
Rodriguez v. Citiguard, Inc.

I, JACKELINE HERNANDEZ declare that I am a resident of or employed in the County of Los Angeles, California. I am over the age of 18 years and not a party to the entitled case. The name and address of my residence or business is KOUL LAW FIRM, 3435 Wilshire Blvd. Ste. 1710, Los Angeles, California 90010.

On August 29, 2022, I served the foregoing document described as:

[PROPOSED] ORDER GRANTING APPROVAL OF PAGA SETTLEMENT AND ENTERING JUDGMENT

- _____ by placing the document(s) listed above in a sealed envelope, addressed as set forth below, and placing the envelope for collection and mailing in the place designated for such in our offices, following ordinary business practices.
- _____ by transmitting via facsimile the document(s) listed above to the fax number(s) set forth below on this date before 5:00PM.
- X_____ by transmitting via electronic mail the document(s) listed above to the electronic mailing address set forth below on this date.
- _____ by causing Bosco Legal Services, Inc. to personally delivered a true copy thereof to the person(s) at the address(es) set forth below.

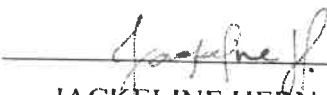
on the parties listed below by placing a true copy thereof enclosed in a sealed envelope for collection and mailing in the United States Postal Service following ordinary business practices at Los Angeles, California addressed as follows:

SEE ATTACHED SERVICE LIST

I am readily familiar with the ordinary practice of the business of collecting, processing and depositing correspondence in the United States Postal Service and that the correspondence will be deposited the same day with postage thereon fully prepaid.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on this August 29, 2022, in Los Angeles, California.


JACKELINE HERNANDEZ

PROOF OF SERVICE

Case No. 20STCV33127
Rodriguez v. Citiguard, Inc.

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