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5 Attorneys for Respondent COMMUNITY
6 RESEARCH FOUNDATION, INC.

7
8 **IN BINDING ARBITRATION PURSUANT TO CONTRACT**
9 **JUDICATE WEST**

10
11 TIFFANY NEWBY,

12 Claimant,

13 v.

14 COMMUNITY RESEARCH FOUNDATION,
INC.; and DOES 1 THROUGH 50, inclusive,,

15 Respondents.
16

17 AND RELATED CROSS-CLAIMS.
18

Case No. A286605-62

**COMMUNITY RESEARCH
FOUNDATION, INC.'S STATUTORY
OFFER TO COMPROMISE PURSUANT
TO CODE OF CIVIL PROCEDURE § 998**

19 **TO CLAIMANT AND HER ATTORNEY OF RECORD:**

20 Please take notice that pursuant to the provisions of Code of Civil Procedure section 998,
21 Respondent and Cross-Claimant Community Research Foundation, ("CRF") hereby offers to
22 compromise any and all claims asserted by Claimant Tiffany Newby ("Newby") against CRF in the
23 above-entitled action ("Action") in full and final settlement of all arbitrable claims made by Newby
24 and CRF, inclusive of Respondent's Cross-Claim against Claimant and inclusive of Claimant's
25 individual PAGA claims, all on the following terms and conditions:

- 26 1. Respondent pays Claimant the net sum of **\$10,000** (consisting of \$12,500 on Newby's claims
27 minus \$2,500 on CRF's Cross-Claim), inclusive of any and all damages, penalties, costs and
28 attorney's fees in full and final settlement of all Claims and Cross-Claims.

2. Each party shall bear their own costs and attorney's fees associated with this lawsuit.

3. This offer is made under and shall be subject to all of the provisions of the California Code of Civil Procedure, Section 998.

If this Offer is accepted, Newby may indicate acceptance by (a) having Newby's counsel sign and date the Notice of Acceptance below and (b) sent it to CRF's counsel. If this Offer is accepted, you are authorized to submit the signed Offer and Notice of Acceptance to the Arbitrator in this matter, all before the expiration of the Offer. Pursuant to Section 998, if this Offer is accepted, the arbitrator shall promptly render an award accordingly.

If this Offer is not accepted prior to trial/arbitration, or within thirty (30) days from the date of service hereof, whichever occurs first, it shall be deemed withdrawn, and cannot be given in evidence upon the trial of the Action. If this Offer is not accepted and Newby fails to obtain a more favorable judgment or award, Newby will be subject to mandatory cost penalties, as provided under Code of Civil Procedure Section 998, including but not limited to expert witness expenses, litigation costs, and prejudgment interest. Further, the costs and fees to which CRF may be entitled under section 998 shall be deducted from any damages awarded to Newby, if any. By signing below, Newby agrees to accept the foregoing Offer.

KLINEDINST PC

DATED: August 11, 2022

By:



Teresa M. Beck
Grace P. Gower
Attorneys for Respondent and Cross-Claimant,
COMMUNITY RESEARCH FOUNDATION,
INC.

NOTICE OF ACCEPTANCE OF STATUTORY OFFER OF COMPROMISE

Claimant Tiffany Newby hereby accepts CRF's Offer to Compromise for the terms and conditions specified above, by and through her attorney of record's execution and delivery of this Notice of Acceptance.

GRAHAM HOLLIS APC

DATED: September 9, 2022

By:



Graham S.P. Hollis

David X. Lin

Attorneys for Claimant and Cross-Respondent,
TIFFANY NEWBY

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PROOF OF SERVICE

19 At the time of service, I was over 18 years of age and not a party to this action. I am
20 employed in the County of San Diego, State of California. My business address is 501 West
21 Broadway, Suite 600, San Diego, California 92101.

22 On August 11, 2022, I served true copies of the following document(s) described as:
23 **COMMUNITY RESEARCH FOUNDATION, INC.'S STATUTORY OFFER TO**
24 **COMPROMISE PURSUANT TO CODE OF CIVIL PROCEDURE § 998** on the interested
25 parties in this action as follows:
26
27
28

Graham S.P. Hollis, Esq.
David X. Lin, Esq.
Allison Schubert, Esq.
GRAHAM HOLLIS, APC
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San Diego, CA 92103

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Attorneys for Claimant, Tiffany Newby

BY E-MAIL OR ELECTRONIC TRANSMISSION: I caused a copy of the document(s) to be sent from e-mail address mbridger@klinedinstlaw.com to the persons at the e-mail addresses listed in the Service List. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

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

Executed on August 11, 2022, at San Diego, California.



Michelle Bridger