

FILED
SAN MATEO COUNTY

FEB 18 2022

Clerk of the Superior Court

By *[Signature]*
DEPUTY CLERK

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SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN MATEO

DON SARUBBI, as an individual and on
behalf of all others similarly situated,

Plaintiffs,

vs.

TECH MAHINDRA (AMERICAS) INC.,
a New Jersey corporation; TECH
MAHINDRA NETWORK SERVICES
INTERNATIONAL, INC., a Delaware
corporation; TECH MAHINDRA
TECHNOLOGIES INC., a Delaware
corporation; TECH MAHINDRA
NETWORK SERVICES, a business
organization, form unknown; and DOES 1
through 50, inclusive,

Defendants.

Case No.: 20-CIV-03616

(Assigned to the Hon. Robert D. Foiles, Dept. 21)

[PROPOSED] ORDER AND JUDGMENT

Date: February 4, 2022

Time: 2:00 p.m.

Dept.: 21

Complaint Filed: August 26, 2020

1 Plaintiff Don Sarubbi ("Plaintiff") and Defendant Tech Mahindra (Americas) Inc.
2 ("TMA"); Defendant Tech Mahindra Technologies Inc. ("TMT"); Defendant Tech Mahindra
3 Network Services International, Inc. ("TMNSI") (erroneously sued as Tech Mahindra Network
4 Services) (collectively, "Defendants") (Defendants and Plaintiff are referred to herein as the
5 "Parties") have entered into the Stipulation of Settlement ("Settlement Agreement") and an
6 Amendment ("Amendment") thereto to settle the above-captioned action subject to the Court's
7 approval (the Settlement Agreement and Amendment shall be collectively be referred to as the
8 "Settlement"). The Operative Complaint is attached to this Order as Exhibit A, and the
9 Settlement Agreement and Amendment, which includes the Notice to the PAGA Settlement
10 Group Members, is attached hereto as Exhibit B.

11 This matter is now before the Court on Plaintiff's Motion to Approve Settlement
12 Agreement Pursuant to the Private Attorneys General Act. The Court has read, heard, and
13 considered all the pleadings and documents submitted, and the presentations made in connection
14 with the Motion which came on for hearing on February 4, 2022.

15 **NOW THEREFORE, IT IS ORDERED, ADJUDGED, AND DECREED:**

16 The Court hereby approves the Parties' proposed PAGA Settlement and hereby enters
17 FINAL JUDGMENT based on the terms set forth in the Parties' Settlement in favor of Plaintiff
18 and the PAGA Settlement Group Members in the amount of \$44,100.00. Of this, \$14,700.00 is
19 awarded as attorney fees paid to Plaintiff's Counsel; \$2,138.10 is awarded as costs paid to
20 Plaintiff's Counsel; \$2,000.00 is awarded to Plaintiff for serving as the PAGA representative and
21 for the release of his individual claims; and \$450.00 is awarded as administrative costs paid to
22 Atticus, the settlement administrator selected by the Parties.

23 This Judgment incorporates by reference the definitions in the Settlement, and all terms
24 defined therein shall have the same meaning as set forth in the Settlement.

25 This Judgment is entered as part of a Settlement and the Court has made no findings of
26 liability or provided any notice of PAGA violations.

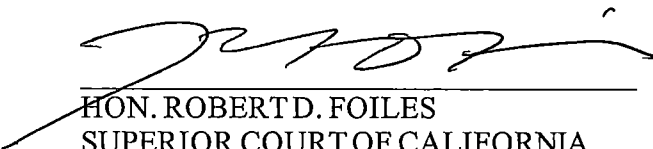
27 As a result of this Judgment, the PAGA Settlement Group Members and the State of
28 California are barred from prosecuting any of the claims covered by the Release, as defined in

1 the Settlement, against Defendants and the Released Parties.

2 This Judgment is intended to be a final disposition in its entirety of the above captioned
3 action. Without affecting the finality of this judgment in any way, the Court retains jurisdiction
4 of all matters relating to the interpretation, administration, implementation, effectuation, and
5 enforcement of the Settlement pursuant to C.C.P. § 664.6.

6 **IT IS SO ORDERED.**

7
8 DATED: 2/17/2022


HON. ROBERT D. FOILES
SUPERIOR COURT OF CALIFORNIA

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