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8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF LOS ANGELES**
10 **VAN NUYS COURTHOUSE EAST**

11 KIM D. GARCIA, individually and as
12 representative of the State of California on
13 behalf of herself and all aggrieved employees,

14 Plaintiff,

15 v.

16 GOOD KNIGHT INN, CORPORATION, a
17 California corporation, DIPANKAR ROY, an
18 individual, and DOES 1 through 20, inclusive,

19 Defendants.

Case No. 20VECV00968

**[PROPOSED] ORDER GRANTING
PLAINTIFF'S EX PARTE
APPLICATION FOR AN ORDER (1)
APPROVING THE SETTLEMENT OF
PLAINTIFF'S PAGA CLAIMS AGAINST
THE DEFENDANTS AND (2)
DISMISSING THOSE PAGA CLAIMS
WITH PREJUDICE**

Judge: The Honorable Valerie Salkin
Department: U
Complaint Filed: August 31, 2020

20 **[Filed Concurrently With (a) Notice of Plaintiff's Ex Parte Application and Plaintiff's Ex**
21 **Parte Application For an Order: (1) Approving the Settlement of Plaintiff's PAGA Claims**
22 **Against the Defendants; and (2) Dismissing Those PAGA Claims With Prejudice, (b)**
23 **Memorandum of Points and Authorities in Support of Plaintiff's Ex Parte Declaration, and**
24 **(c) Declaration of Daniel V. Santiago in Support of Plaintiff's Ex Parte Application]**
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1 This representative action under the Private Attorneys' General Act of 2004 ("PAGA"),
2 California Labor Code §2698 et seq., was filed on August 31, 2020, by the Plaintiff, Kim D. Garcia,
3 as representative of the State of California on behalf of herself and the other aggrieved employees
4 of the Defendants, Good Knight Inn, Corporation and Dipankar Roy. As used herein, the term
5 "aggrieved employees" is defined as all California residents who worked for Defendant Good
6 Knight Inn, Corporation as housekeepers and/or janitors at the Good Knight Inn Motel in North
7 Hills, California, at any time within one year preceding the filing of Plaintiff's Complaint in this
8 action up to and through the time of trial for this action. There are four (4) aggrieved employees.
9 The aggrieved employees consist of Plaintiff and three (3) other persons identified as aggrieved
10 employees in Defendant Good Knight Inn, Corporation's Responses to Plaintiff's First Set of
11 Special Interrogatories. Plaintiff has filed an Ex Parte Application for an Order: (1) approving the
12 settlement of Plaintiff's PAGA claims against the Defendants; and (2) dismissing those PAGA
13 claims with prejudice ("Plaintiff's Ex Parte Application").

14 **ORDER**

15 Having considered Plaintiff's Ex Parte Application and related papers filed by Plaintiff's
16 counsel (Notice of Plaintiff's Ex Parte Application, Memorandum of Points and Authorities in
17 support of Plaintiff's Ex Parte Application, and Declaration of Daniel V. Santiago in support of
18 Plaintiff's Ex Parte Application), and good cause appearing for the relief requested therein,

19 **IT IS HEREBY ORDERED THAT:**

20 The Court approves of the settlement of Plaintiff Kim D. Garcia's PAGA claims against the
21 Defendants, Good Knight Inn, Corporation and Dipankar Roy, for Three Thousand Dollars (3,000)
22 to be paid as follows: (a) Two Thousand Two Hundred Fifty Dollars (\$2,250) (i.e., 75% of the
23 PAGA settlement) to the Labor and Workforce Development Agency ("LWDA"); and (b) Seven
24 Hundred Fifty Dollars (\$750) (i.e., 25% of the PAGA settlement) to the Plaintiff and the other
25 aggrieved employees in an equal percentage or *pro rata* amount of One Hundred Eight Seven
26 Dollars and Fifty Cents (\$187.50).

1 2. The aforementioned settlement payments to the LWDA, Plaintiff and the other
2 aggrieved employees shall be made by Defendants in accordance with the terms of the parties'
3 agreement.

4 3. Plaintiff's PAGA claims against the Defendants (as representative of the State of
5 California on behalf of herself and the other aggrieved employees) are hereby dismissed with
6 prejudice.

7 Dated: _____

The Honorable Judge Valerie Salkin
Judge of the Los Angeles Superior Court