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SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF SAN BERNARDINO

ASHLEY FLORES, an individual, on behalf
of the State of California, as a private attorney
general,

PLAINTIFF,

v.

AVDC, Inc., an Ohio Corporation; and DOES
1 to 50, inclusive,

DEFENDANTS.

Case No: CIVSB2025388

[Assigned for all purposes to the Hon. David
Cohn, Dept. S-26]

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

Date: October 21, 2021

Time: 10:00 a.m.

Complaint Filed: November 16, 2020

Trial Date: None Set

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

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN BERNARDINO
SAN BERNARDINO DISTRICT

OCT 21 2021

BY 
JESSICA MORALES, DEPUTY

1 The Court has received and considered the application of Plaintiff Ashley Flores ("Ashley
2 Flores"), an individual, on behalf of the people of the State of California, and as an "aggrieved
3 employee" acting as private attorneys general under the Labor Code Private Attorneys General
4 Act of 2004, § 2698, *et seq.* ("PAGA") for approval of the Private Attorney General Act
5 Settlement Agreement ("Settlement Agreement" or "Settlement") entered into between Plaintiff
6 on behalf of the state of California as a private attorney general pursuant to PAGA and Defendant
7 AVDC, Inc. The Court hereby approves the Representative PAGA Settlement.

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

9 The Court approves the settlement of this Private Attorney General Act ("PAGA") action
10 on the terms set forth in the Settlement Agreement. The Court hereby enters FINAL JUDGMENT
11 in favor of Plaintiff and the Aggrieved Employees in the amount of \$280,000.00. The Judgment is
12 awarded and allocated as follows:

- 13 (a) PAGA Counsel's attorneys' fees in the amount of one-third of the
14 Settlement Payment (\$93,333.33);
15 (b) PAGA Counsel's cost reimbursement in the amount of \$9,699.22;
16 (c) Settlement Administration costs of \$8,790.00 to be paid to the Settlement
17 Administrator ILYM Group, Inc.;
18 (d) A service award to Ashley Flores in the amount of \$5,000.00;
19 (e) the remainder of the Settlement Payment after deducting the items (a), (b),
20 (c), and (d), herein shall be designated as PAGA Penalties, which are estimated to
21 be \$163,177.45 and will be allocated between the LWDA and the Aggrieved
22 Employees pursuant to Labor Code section 2699(i) with 75% (\$122,383.09) paid
23 to the LWDA and 25% (\$40,794.36) paid to the Aggrieved Employees on a pro
24 rata basis.

25 All Aggrieved Employees are deemed to have released any and all Covered Claims as
26 defined by the Settlement Agreement.

27 The San Bernardino County Superior Court shall retain jurisdiction to enforce this
28

1 Agreement pursuant to California Code of Civil Procedure section 664.6. The Court shall retain
2 continuing jurisdiction over this Lawsuit and over all Parties and aggrieved employees, to the
3 fullest extent to enforce and effectuate the terms and intent of this Agreement.

4 This document shall constitute a Judgment and is intended to be a final disposition of the
5 above captioned action in its entirety, and is intended to be immediately appealable.

6 **IT IS SO ORDERED.**

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8 DATED: 10.21.21

David Cohn
9 HON. DAVID COHN
10 JUDGE OF THE SUPERIOR COURT
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