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Attorneys for Plaintiff
JUSTIN DE LEON, individually and
on behalf of all other Aggrieved Employees

**SUPERIOR COURT OF CALIFORNIA
COUNTY OF VENTURA**

JUSTIN DE LEON, individually
and on behalf of all others similarly
situated,

Plaintiff,

v.

VIP EMERGENT CARE, INC. D/B/A VIP
URGENT CARE,
JAIME ALONSO DIAZ, M.D., and
DOES 1 through 50, inclusive,

Defendants.

Case No. 56-2021-00549419-CU-OE-VTA

**NOTICE OF PLAINTIFF'S MOTION FOR
APPROVAL OF PAGA SETTLEMENT;
PROOF OF SERVICE**

Complaint Filed: January 21, 2021
Department: 42
Judge: Hon. Henry Walsh

[Filed concurrently with Proposed Order,
Memorandum of Points and Authorities in Support
of Motion and Declaration of Justin De Leon]

Motion Hearing Date: April 6, 2023
Motion Hearing Time: 8:30 a.m.
Reservation Number: 2717446

NOTICE TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

Please take notice that on April 6, 2023 at 8:30 a.m. in Department 42 of the Ventura Courthouse, Hall of Justice, located at 800 S Victoria Ave, Ventura, CA 93003, Plaintiff Justin De Leon ("Plaintiff") will and hereby does move the Court to grant approval of the PAGA settlement in this matter and approve the attorney's fee award, cost award, incentive payments, and other terms of the parties PAGA (i.e.,

1 California Private Attorneys General Act, Labor Code §§ 2698, *et seq.*) Settlement Agreement (the
2 “PAGA Settlement”). This motion is supported by the Declaration of Joseph Rose, the Declaration of
3 Justin De Leon, Memorandum of Points and Authorities, the PAGA Settlement and the [Proposed] Order
4 and Judgment, all filed and served herewith, and any argument presented at the time of hearing.

5 Dated: March 20, 2023

ROSE LAW, APC

6
7 By: 

8 Joseph W. Rose
9 Attorneys for Plaintiff,
10 JUSTIN DE LEON, individually and
11 on behalf of all other Aggrieved Employees
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PROOF OF SERVICE

I, Lindsay Ironside, declare as follows:

I am employed in the County of Sacramento, State of California. I am over the age of eighteen and not a party to the within action; my business address is 4092 Bridge Street, Fair Oaks, California, 95628, in said County and State. On March 30, 2023, I served the following documents:

1. NOTICE OF MOTION FOR APPROVAL OF PAGA SETTLEMENT
2. MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF PLAINTIFF'S UNOPPOSED MOTION FOR APPROVAL OF PAGA SETTLEMENT
3. DECLARATION OF JOSEPH W. ROSE IN SUPPORT OF PLAINTIFF'S MOTION FOR APPROVAL OF PAGA SETTLEMENT
4. DECLARATION OF RANDY MORROW IN SUPPORT OF MOTION FOR APPROVAL OF PAGA SETTLEMENT
5. [PROPOSED] ORDER APPROVING PAGA SETTLEMENT

on the parties state below, by the following means of service:

Adam I. Miller, Esq.

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Corey A. Miller, Esq.

cmiller@mmg-llp.com

MILLER MILLER GERBER LLP

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Attorneys for Defendants

VIP EMERGENT CARE, A Medical

Corporation, D/B/A VIP URGENT CARE,

JAIME ALONSO DIAZ, M.D.

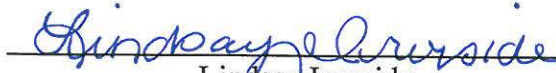
☒ **BY ELECTRONIC SERVICE:** On the above-mentioned date by 5:00 p.m., based on a court order or an agreement of the parties to accept service by electronic transmission, I caused the documents to be sent to the persons at the electronic notification addresses as shown above.

☒ I am employed in the office of Joseph W. Rose, a member of the bar of this court, and that the foregoing document(s) was(were) printed on recycled paper.

☒ **(STATE)** I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

☐ **(FEDERAL)** I declare under penalty of perjury that the foregoing is true and correct.

Executed on March 30, 2023.


Lindsay Ironside