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*Attorneys for Plaintiff,
JEREMIAH FREED*

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF LOS ANGELES**

JEREMIAH FREED, an individual, and on
behalf of all aggrieved employees

Plaintiff,

v.

MASHCOLE PROPERTY MANAGEMENT,
INC., a California corporation; CRAIG SENIA,
an individual; JOEL ZIDE, an individual; and
DOES 3 through 50 inclusive,

Defendants.

Case No. 21STCV08700

Hon. Barbara M. Scheper, Dept. 30

**STIPULATION AND REQUEST FOR
DISMISSAL OF INDIVIDUAL ACTION
WITH PREJUDICE AND PAGA ACTION
WITHOUT PREJUDICE**

(Submitted with Proposed Order)

Complaint filed: March 5, 2021
Trial Date: None Set

WHEREAS, Plaintiff JEREMIAH FREED ("Plaintiff") filed his complaint in this action against MASHCOLE PROPERTY MANAGEMENT, INC on March 5, 2021, alleging claims for violations of the Labor Code, individually, and on behalf of all aggrieved employees under the Private Attorneys General Act ("PAGA") (Lab. Code, § 2698 et seq.); and

WHEREAS, Plaintiff named CRAIG SENIA and JOEL ZIDE as additional defendants on March 22, 2023; and

WHEREAS, on May 10, 2023, this Court ordered Plaintiff's individual claims be submitted to binding arbitration and stayed the entire action pending the arbitration; and

1 WHEREAS, after formal and informal discovery, Plaintiff has ascertained that that trying this
2 case for PAGA penalties would be highly problematic and economically unfeasible; and

3 WHEREAS, as a result of protracted arms-length negotiations with the Hon. Joyce Fahey
4 (Ret.) of Signature Resolution over two mediation sessions, the parties have entered into a settlement
5 agreement under which the parties have agreed to the dismissal of Plaintiff's individual claims **with**
6 **prejudice** and the PAGA claims **without prejudice**; and

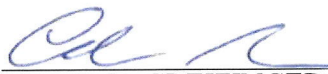
7 WHEREAS, no notice of this action has been given to any potentially aggrieved employee;
8 and

9 WHEREAS, notice of this stipulation and request has been forwarded to the Labor and
10 Workforce Development Agency (LWDA).

11 NOW THEREFORE, the parties respectfully request the court dismiss Plaintiff's individual
12 claims **with prejudice** and the PAGA claims **without prejudice**.

13 Dated: July 24, 2023

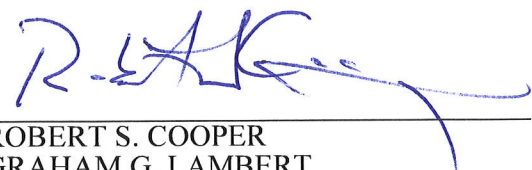
14 THE LAW OFFICES OF DAVID R. GREIFINGER

15 By: 

16 DAVID R. GREIFINGER
17 CALVIN A. MARSHALL
18 *Attorneys for Plaintiff JEREMIAH FREED*

19 Dated: 8/23/2023

20 BUCHALTER

21 By: 

22 ROBERT S. COOPER
23 GRAHAM G. LAMBERT
24 *Attorneys for Defendants*
25 MASHCOLE PROPERTY
26 MANAGEMENT, INC., CRAIG SENIA,
27 and JOEL ZIDE
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PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the State of California, County of Los Angeles. I am over the age of 18 and not a party to the within lawsuit; my business address is 15515 W. Sunset Boulevard, Unit 214, Pacific Palisades, CA 90272.

On August 23, 2023, I served the foregoing document described as **STIPULATION AND REQUEST FOR DISMISSAL OF INDIVIDUAL ACTION WITH PREJUDICE AND PAGA ACTION WITHOUT PREJUDICE** on the interested parties in this action by transmitting a true copy thereof to:

Robert S. Cooper	Labor and Workforce Development
Graham Lambert	Agency
Michelle Lopez	(By Posting on the LWDA PAGA
BUCHALTER, APC	Website)
1000 Wilshire Blvd., Suite 1500	
Los Angeles, CA 90017-2457	
rcooper@buchalter.com	
glambert@buchalter.com	
mlopez@buchalter.com	
<i>Attorneys for Defendants</i>	
<i>Mashcole Property Management, Inc.,</i>	
<i>Craig Senia, and Joel Zide</i>	

- ☐ (BY MAIL): as follows: I deposited the envelopes for mailing in the ordinary course of business at Los Angeles County, California. I am "readily familiar" with this firm's practice of collection and processing correspondence for mailing. Under that practice, the sealed envelopes are deposited with the U.S. Postal Service that same day in the ordinary course of business, with postage thereon fully prepaid at Los Angeles County, California.
- ☐ (BY OVERNIGHT DELIVERY): as follows: I am "readily familiar" with this firm's practice of collection and processing correspondence for overnight delivery. Under that practice, overnight packages are enclosed in a sealed envelope with a packing slip attached thereto fully prepaid. The packages are picked up by the carrier at our offices or delivered by our office to a designated collection site.
- ☒ (BY E-MAIL): I hereby certify that this document was served from Los Angeles County, California, by e-mail delivery on the parties listed herein at their most recent known e-mail address or e-mail of record in this action.

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

Executed on August 23, 2023, at Los Angeles County, California.

Calvin A. Marshall, Esq.

Type or Print Name


Signature