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Attorneys for Plaintiff CARLOS ALBERTO MUNGUIA FLORES

SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF SANTA CLARA

CARLOS ALBERTO MUNGUIA FLORES,
individually, and on behalf of other members of
the general public similarly situated,

Plaintiff,

vs.

SIERRA WES WALL SYSTEMS, INC., a
California corporation; APEX
CONSTRUCTION GROUP, INC., a California
corporation; and DOES 1 through 100,
inclusive;

Defendants.

Case No. 21CV375758 (Lead)
Consolidated with 21CV376174

Action Filed: February 3, 2021

**NOTICE OF MOTION AND MOTION
TO APPROVE PLAINTIFF'S PAGA
ACTION SETTLEMENT**

Hearing Date: September 18, 2025
Hearing Time: 1:30 p.m.

Judge: Honorable Charles F. Adams
Department: 7

1 **TO ALL PARTIES AND THEIR RESPECTIVE ATTORNEYS OF RECORD:**

2 YOU ARE HEREBY NOTIFIED THAT at 1:30 P.M. on September 18, 2025, or as soon
3 thereafter as the matter can be heard, in Department 7 of the above entitled Court, before Honorable
4 Charles F. Adams, Plaintiff CARLOS ALBERTO MUNGUIA FLORES (“Plaintiff”), pursuant to
5 Labor Code section 2699(1)(2) will apply for an Order Approving the Parties’ PAGA settlement
6 and entry of the agreed-upon Proposed Final Judgment, which is filed concurrently herewith.
7 Defendants have advised that they do not oppose Plaintiff’s Motion.

8 This unopposed Motion will be made on the grounds that the proposed PAGA Settlement is
9 fair, adequate, reasonable, and in the best interests of the State of California and the Aggrieved
10 Employees. This Motion will be based on this Notice, the accompanying points and authorities, the
11 Declaration of Jean-Claude Lapuyade, Esq., the Declaration of Shani O. Zakay, Esq., the
12 Declaration of Brian J. St. John, Esq., the Declaration of the Claims Administrator, Sean Hartranft,
13 the Declaration of Plaintiff, and the complete files and records in this action.

14 Plaintiff respectfully requests that, pursuant to the specific terms as set forth in the executed
15 Stipulation of Settlement of PAGA Action and Release of PAGA Claims (the “Agreement”) and
16 assuming conditions are met therein, the Court (1) grant approval of the Parties’ PAGA Settlement;
17 (2) appoint Apex Class Action, LLC as the Claims Administrator; (3) direct that the agreed-upon
18 Notice of PAGA Settlement be approved and sent to the allegedly Aggrieved Employees with their
19 settlement share checks in the manner set forth in the Agreement; and (4) award PAGA counsel
20 their fees’ and litigation costs. Plaintiff also requests that the Court sign and enter the proposed
21 PAGA Settlement Approval Order and Final Judgment, filed concurrently herewith.

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23 DATED: August 27, 2025

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25 By: Perssia Razma
26 Perssia P. Razma, Esq.
27 Jean-Claude Lapuyade, Esq.
28 Eden Zakay, Esq.
Shani O. Zakay, Esq.

Attorneys for Plaintiffs