

FILED

OCT 05 2022

JAMES M. KIM, Court Executive Officer
MARIN COUNTY SUPERIOR COURT
By: J. Berg, Deputu

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Attorneys for Plaintiff,
THERESEA RIVES

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF MARIN
(UNLIMITED JURISDICTION)

THERESEA RIVES, as an "aggrieved
employee" on behalf of other "aggrieved
employees" under the Labor Code Private
Attorneys General Act of 2004,

Plaintiff,

vs.

CF SAN RAFAEL, LLC, a California
limited liability company; CAMBRIDGE
HEALTHCARE SERVICES, LLC, a
California limited liability company; and
DOES 1-50, inclusive,

Defendant(s).

Case No.: CIV2100671

ORDER AND JUDGMENT APPROVING
PAGA SETTLEMENT

[Marin County Local Rule 2.11]

Action filed: 2/18/2021

Hearing Date:

Hearing

Time:

Department: Courtroom B, Hon. James Chou

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1 Theresa Rives' unopposed motion for approval of Attorney General's Action (PAGA)
2 settlement is granted.

3 Having considered the moving papers and the declarations submitted by Plaintiff's
4 Counsel, the Court finds that the Settlement in this case is "fundamentally fair, reasonable, and
5 adequate" and has balanced the relevant factors established by *Hanlon v. Chrysler Corp* (9th Cir.
6 1998) 150 F.3d 1101.

7 The Court having considered: (1) the strength of the Plaintiff's case; (2) the risk, expense,
8 and duration of further litigation; (3) the amount offered in settlement; (4) the extent of discovery
9 completed and the stage of proceedings; (5) the experience and views of counsel; and (6) the
10 presence of a government participant, finds that:

11 1. The PAGA settlement has been reached as a result of intensive, serious, and no-collusive
12 arms-length negotiations.

13 2. The parties have conducted extensive investigation and research.

14 3. Counsel for the parties are able to reasonably evaluate their respective positions.

15 4. The PAGA settlement at this time will avoid for all parties additional substantial costs, as
16 well as avoid the delay and risks that would be presented by further prosecution of the action.

17 5. In light of the risk that Plaintiff will recover nothing on behalf of the LWDA and the
18 aggrieved parties, the PAGA settlement is reasonable and effectuates the purposes of the PAGA
19 statute.

20 6. The PAGA settlement affords reasonable monetary value to the LWDA and the aggrieved
21 employees.

22 7. The PAGA settlement is consistent with California's public policy favoring resolution of
23 disputes, and accomplishes PAGA's objective.

24 **IT IS SO ORDERED, ADJUDGED AND DECREED.**

25 DATED: _____

OCT 05 2022

JAMES T. CHOU

HON. JAMES CHOU
JUDGE OF THE SUPERIOR COURT



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1. I am a citizen of the United States and am employed in the County of Los Angeles, State of California. I am over the age of 18 years, and not a party to the within action. My business address is 15303 Ventura Blvd., Suite 900, Sherman Oaks, California 91403.

On Monday, October 03, 2022, I served the foregoing document described as **ORDER AND JUDGMENT APPROVING PAGA SETTLEMENT** on interested parties by placing a true and correct copy thereof enclosed in a sealed envelope, with postage fully prepaid, addressed as follows:

____ (BY MAIL) I caused such an envelope to be mailed by placing it for collection and mailing, in the course of ordinary business practice, with other correspondence of The Spivak Law Firm, 16530 Ventura Blvd., Suite 203, Encino, California 91436.

xxx (BY EMAIL) Based on a court order or an agreement of the parties to accept electronic service, I caused the documents to be sent to the persons at the electronic service addresses listed above from my electronic service address nora@spivaklaw.com.

EXECUTED on Monday, October 03, 2022, at Burbank, California.

XXXX (State) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

____ (Federal) I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

NORA GREER

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