

1 Tizoc Perez-Casillas, Esq. (SBN 309981)
2 Ruben Guerra, Esq. (SBN 291446)
3 **GUERRA & CASILLAS, LLP**
4 617 South Olive Street, Suite 422
5 Los Angeles, California 90014
6 Telephone: (213) 437-9495
7 Facsimile: (213) 342-5503
8 tizoc@guerracasillas.com
9 ruben@guerracasillas.com

10 Attorneys for Plaintiff,
11 MONICA MARTINEZ

12 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

13 **FOR THE COUNTY OF ORANGE, CENTRAL DISTRICT- SOUTHERN DIVISION**

14 MONICA MARTINEZ, an individual,
15
16 Plaintiff,

17 v.

18 RISA TECH, INC., a California Corporation;
19 TRACY BOECKLEN, an individual; and
20 DOES 1 through 20, inclusive,
21 Defendants.

Case No. 30-2021-01190528-CU-WT-CJC

*[Assigned for all purposes to the Honorable Judge
Randall J. Sherman, Dept. CX105]*

NOTICE OF RULING

Date: September 28, 2023
Time: 10:00 a.m.
Dept.: CX105

Action filed: March 17, 2021
Trial date: July 12, 2021

22 **TO THE HONORABLE COURT, ALL PARTIES AND THEIR ATTORNEY OF
23 RECORD:**

24 **PLEASE TAKE NOTICE** that this Court issued a Tentative Ruling on August 9, 2023, in
25 advance of the Parties' Amended Joint Motion for PAGA Settlement Approval scheduled for August
26 11, 2023 at 10:00 AM in Department CX105 of the above-entitled Court, located 700 W. Civic Center
27 Drive, Santa Ana, CA 92701.

28 The Parties submitted to the Tentative Ruling on August 10, 2023, which became the Order of
this Court, attached hereto as Exhibit A.

1 The Court ordered as follows:

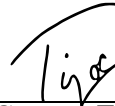
2 1. The hearing on the parties' Amended Joint Motion for PAGA Settlement Approval to
3 September 28, 2023 at 10:00 a.m.

4 2. Plaintiff must file a supplemental declaration by September 14, 2023, letting the court
5 know whether or not the LWDA responded to plaintiff's amended PAGA Notice letter.

6 3. Plaintiff is ordered to give notice of the ruling to the LWDA and to defendant.
7

8 DATED: August 10, 2023

GUERRA & CASILLAS LLP

9
10
11 By: 

12 Ruben Guerra, Esq.
13 Tizoc Perez-Casillas, Esq.
14 Attorneys for Plaintiff
15 MONICA MARTINEZ
16
17
18
19
20
21
22
23
24
25
26
27
28

PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is 617 South Olive Street, Suite 422, Los Angeles, California 90014.

On August 10, 2023, I served the documents described as **NOTICE OF RULING** on the interested parties in this action as follows:

Benjamin Gipson, Esq.
Sara Kim, Esq.
DLA PIPER LLP
2000 Avenue of the Stars
Suite 400 North Tower
Los Angeles, CA 90067
ben.gipson@us.dlapiper.com
sara.kim@dlapiper.com

*Attorney for Defendants RISA TECH,
INC., a California Corporation; and
TRACY BOECKLEN.*

California Labor and Workforce Development
Agency
Electronic submission through LWDA website:
<https://dir.tfaforms.net/315>

California Labor Commissioner

☒ (VIA ELECTRONIC TRANSMISSION) I caused a copy of the document(s) listed above to be sent via electronic transmission either through email or through an electronic delivery service to the persons at the e-mail addresses listed above on this day. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

Executed on August 10, 2023, at Los Angeles, California.

☒ 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 that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

Nadia Chavez

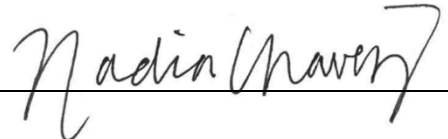


EXHIBIT A

EXHIBIT A

7	Martinez vs. Risa Tech, Inc. 2021-01190528	The tentative ruling is to continue the hearing on the parties' Amended Joint Motion for PAGA Settlement Approval to September 28, 2023 at 10:00 a.m. Plaintiff sent an amended PAGA Notice letter to the LWDA on June 30, 2023 to include notice of an alleged violation of Labor Code §510. Pursuant to Labor Code §2699.3, plaintiff may not include that new alleged violation as part of this action, and therefore have it included in the settlement release, until either the LWDA notifies plaintiff of its intent not to investigate this new claim, or 65 days have passed since the amended PAGA Notice letter was sent and no notice was given by the LWDA. This deadline runs on September 3, 2023. Plaintiff must file a supplemental declaration by September 14, 2023, letting the court know whether or not the LWDA responded to plaintiff's amended PAGA Notice letter. Plaintiff is ordered to give notice of the ruling to the LWDA and to defendant.
----------	---	--