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FILED
Superior Court of California
County of Los Angeles
01/20/2023
David W. Slayton, Executive Officer / Clerk of Court
By: H. Garcia Deputy

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES – CENTRAL DISTRICT

JOSE L. BOLANOS, as an aggrieved employee, and on behalf of all other aggrieved employees under the Labor Code Private Attorneys' General Act of 2004,

Plaintiff,

v.

CANOGA PARK HEATING & AIR CONDITIONING CO., INC., a California corporation; and DOES 1 through 100, inclusive,

Defendant.

CASE NO.: 21STCV12674

[Assigned for all purposes to the Hon. Yolanda Orozco, in Dept. 31]

~~[PROPOSED]~~ **JUDGMENT**

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JUDGMENT

Pursuant to the Order Granting Approval of the Representative Action Settlement, it is hereby **ORDERED, ADJUDGED AND DECREED** as follows:

1. Judgment in this matter is entered in accordance with the Court's Order Granting Motion for Approval of Representative Action Settlement ("Order Granting Final Approval") and the Parties' Joint Stipulation re: Representative Action ("Settlement Agreement"). Unless otherwise provided herein, all capitalized terms used herein shall have the same meaning as defined in the Settlement Agreement.

2. The "Aggrieved Employees" who are covered by the Settlement Agreement are all current and former non-exempt, hourly-paid employees who were employed with Defendant during the period between January 26, 2020 through August 22, 2022 ("PAGA Period" or "Settlement Period") in the State of California ("Aggrieved Employees").

3. Pursuant to the Order Granting Approval and Settlement Agreement, Defendant must fund the settlement account with the Gross Settlement Amount, which unless escalated pursuant to the Settlement Agreement, amounts to $120,000.00. All funds shall be disbursed to Plaintiff's Counsel, Plaintiff, the Labor Workforce and Development Agency ("LWDA"), the Settlement Administrator, and Aggrieved Employees pursuant to the Order Granting Final Approval and Settlement Agreement. The funds associated with uncashed expired checks shall be remitted to the *cy pres* recipient, Bet Tzedek Legal Services, Employee Rights Project, 3250 Wilshire Blvd. 13th Floor, Los Angeles, California 90010, for use in Los Angeles County.

4. Effective only upon the entry of the Order granting approval of this Settlement, entry of this Judgment, and payment by Defendant to the Settlement Administrator of the full Gross Settlement Amount to effectuate the Settlement, Plaintiff, Aggrieved Employees, and, to the extent permitted by law, the State of California, for the duration of the PAGA Period, release all claims for PAGA penalties alleged in the PAGA Notice in the Operative Complaint, or that could have been alleged based on the facts of the PAGA Notice and the Operative Complaint, including: (a) all claims for failure to pay all overtime wages owed; (b) all claims for failure to pay minimum wages owed

for all hours worked; (c) all claims for failure to provide compliant meal periods or compensation in lieu thereof; (d) all claims for failure to provide compliant rest periods or compensation in lieu thereof; (e) all claims for failure to maintain accurate time records; (f) all claims for failure to provide accurate wage statements; (g) all claims for failure to timely pay all compensation owed to terminated and/or resigned employees; and (h) all claims for failure to comply with the requirements of the Wage Theft Protection Act of 2011 (collectively, the "PAGA Released Claims").

5. Released Parties means Defendant and its past, present and/or future, direct and/or indirect, owners, officers, directors, members, managers, employees, agents, representatives, attorneys, insurers, partners, investors, shareholders, administrators, parents, subsidiaries, affiliates, divisions, predecessors, successors, and assigns.

6. This document shall constitute a Judgment for purposes of California Rules of Court, Rule 3.769(h).

IT IS SO ORDERED, ADJUDGED, AND DECREED.

Dated: 01/20/2023, 2023

Yolanda Orozco / Judge

Judge of the Superior Court