



June 27, 2022

ELECTRONICALLY FILED

Attn: PAGA Administrator
Labor and Workforce Development Agency
1515 Clay Street, Suite 801
Oakland, California 94612
PAGAFilings@dir.ca.gov

Re: LWDA Case No. LWDA-CM-819656-21
Employee: Eric Perez
Employer: 99 Cents Only Stores
Perez, Eric v. 99 Cents Only Stores, LLC

To Whom It May Concern:

We represent Eric Perez, who is a former employee of 99 Cents Only Stores LLC (“99 Cents Only Stores”) in the above-captioned matter pending in Alameda Superior Court (Court Case No. RG21094369).

On January 26, 2021, pursuant to California Labor Code § 2699.3, Mr. Perez notified the Labor and Workforce Development Agency (LWDA) of his intent to bring Private Attorneys General Act (“PAGA”) claims against 99 Cents Only Stores under California Labor Code § 2699(a) and (f). The notice was received and assigned case number LWDA-CM-819656-21.

On April 2, 2021, Ms. Perez filed a PAGA complaint in Alameda Superior Court on behalf of himself and Aggrieved Employees, made up of current and former similarly situated, hourly, non-exempt employees of 99 Cents Only Stores in California. The complaint sought damages for the denial of minimum wages, proper overtime compensation, payment for all hours worked, reimbursement for business expenses, compliant meal and rest breaks, premium pay for non-compliant meal and rest breaks, timely and compliant itemized wages statements, and timely wages owed upon separation of employment. Ms. Perez also pled causes of action pursuant to the PAGA, under California Labor Code § 2699(a) and (f), seeking civil penalties for 99 Cents Only Stores’ violation of various California Labor Code provisions.

Mr. Perez and 99 Cents Only Stores engaged in negotiations to settle his individual California Labor Code claims *only*. The parties have now executed a formal agreement to settle those claims. Once all obligations have been fully satisfied pursuant to the settlement agreement, Mr. Perez will seek dismissal, without prejudice, of the representative claims alleged, including the PAGA claims, in Alameda County Superior Court.

The purpose of this letter is to give the LWDA notice of Mr. Perez’s intent to dismiss, without prejudice, the PAGA claims for the penalty period in question.



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Please contact counsel listed below with any issues.

Very truly yours,

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