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SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF ALAMEDA

MAXIMILLION ARCHULETA, as an
individual and on behalf of other similarly
situated employees,

Plaintiff,

vs.

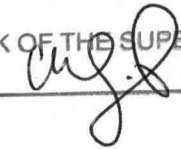
DAYLIGHT FOODS, INC., a California
corporation and DOES 1-50, inclusive,

Defendant.

FILED
ALAMEDA COUNTY

NOV 14 2022

CLERK OF THE SUPERIOR COURT

By  Deputy

Case No. RG21099539

Assigned to the Hon. Evelio Grillo

RESERVATION ID: 119325698422

**~~PROPOSED~~ ORDER APPROVING THE
PARTIES' PAGA SETTLEMENT
AGREEMENT AND JUDGMENT**

Date: August 17, 2022

Time: 10:00 a.m.

Place: Department 21

Complaint Filed: May 17, 2021

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1 finding of the validity of any allegations or of any wrongdoing by Defendant. Neither this Order and
2 Judgment, the Settlement, nor any document referred to herein, nor any action taken to carry out the
3 Settlement, may be construed as, or may be used as, an admission of any fault, wrongdoing, omission,
4 concession, or liability whatsoever by or against Defendant.

5 8. The settlement of civil penalties under PAGA in the amount of approximately
6 \$228,419.97 is hereby approved. Seventy-Five Percent (75%), or approximately \$171,314.98, shall be
7 paid to the California Labor and Workforce Development Agency. The remaining Twenty-Five Percent
8 (25%), or approximately \$57,104.99, shall be paid to Aggrieved Employees.

9 9. The Court hereby awards ^{\$417,000} ~~\$230,000~~ in attorneys' fees and \$11,580.03 costs to Plaintiff's
10 Counsel, Jackson APC and Capstone Law APC. The award of attorneys' fees and costs will be divided
11 as follows: (i) \$91,000 in attorneys' fees and \$3,538.90 in litigation costs to Jackson APC; and (ii)
12 \$39,000 in attorneys' fees and \$8,041.13 in litigation costs to Capstone Law APC.

13 10. The Court approves a Service Award of \$10,000 to Maximillion Archuleta.

14 11. The Court appoints CPT Group, Inc. to serve as the Settlement Administrator.

15 12. This Judgment shall be binding on ~~all Aggrieved Employees and~~ the State of California,
16 ~~who are hereby barred by the doctrine of res judicata from re-litigating the Settled Claims during the~~
17 ~~Settlement Period, as those terms are defined by the Settlement. See *Arias v. Superior Court*, 46 Cal. 4th~~
18 ~~969, 986 (2009) (holding that a judgment in a representative action brought by an aggrieved employee~~
19 ~~under PAGA is binding not only on the named employee plaintiff but also on state labor law~~
20 ~~enforcement agencies and any aggrieved employee not a party to the proceeding).~~

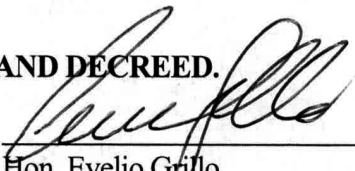
21 13. Without affecting the finality of the Order and Judgment, the Court shall retain exclusive
22 and continuing jurisdiction under California Code of Civil Procedure § 664.6, over the above-captioned
23 action and the parties for purposes of enforcing the terms of the Judgment and the Settlement.

24 14. This document shall constitute a judgment under California Code of Civil Procedure §
25 664.6.

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

27 Date

NOV 14 2022


Hon. Evelio Grillo

Alameda County Superior Court Judge