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ORIGINAL FILED
Superior Court of California
County of Los Angeles

MAY 05 2021

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By: Tanaya Lewis, Deputy

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Attorneys for Plaintiff and the Proposed Class

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES**

SERG RAMIREZ, an individual, on behalf of
himself and others similarly situated

PLAINTIFF,

v.

BAXALTA US, INC.; and DOES 1 thru 50,
inclusive,

DEFENDANTS.

CASE NO. 21STCV07572

**FIRST AMENDED CLASS AND
REPRESENTATIVE ACTION
COMPLAINT**

1. Violation of Labor Code § 226(a)
2. Penalties Pursuant to Labor Code §2699,
et seq.

1 Plaintiff SERG RAMIREZ, an individual, on behalf of himself, all others similarly
2 situated, and on behalf of the people of the State of California and as an “aggrieved employee”
3 under Labor Code Private Attorneys General Act of 2004, §2699, et seq. (hereafter “PAGA”),
4 complains of Defendant BAXALTA US, INC. (“Defendant”) and each of them, as follows:

5 **I.**

6 **INTRODUCTION**

7 1. This is a Class and Representative Action, pursuant to Code of Civil Procedure §
8 382, and Labor Code §2699, et seq., on behalf of Plaintiff and a Proposed Class defined as:

9 All persons who are employed or have been employed as an hourly
10 employee by BAXALTA US, INC., in the State of California since
11 one (1) year prior to the filing of this action to the present.
12 (“Proposed Class”)

13 2. For at least one (1) year prior to the filing of this action and continuing to the
14 present, Defendant has failed to comply with Industrial Welfare Commission (“IWC”) Wage Order
15 1-2001 and Labor Code § 226(a) by failing to provide accurate itemized wage statements that show
16 total hours worked by the employee and all applicable hourly rates in effect during the pay period
17 and the corresponding number of hours worked at each hourly rate by the employee.

18 3. Plaintiff, on behalf of himself and all Proposed Class Members brings this action
19 pursuant to Labor Code § 226(a); Wage Order 1-2001; and California Code of Regulations, Title
20 8, Section 11010, seeking penalties, injunctive and other equitable relief, and reasonable attorneys’
21 fees and costs.

22 4. For at least one (1) year prior to the date of the letter sent to the Labor Workforce
23 and Development Agency (“LWDA”) and Defendant giving notice of the claims pursuant to
24 PAGA and continuing to the present, Defendant has violated Labor Code provisions, as detailed
25 below, giving rise to a claim pursuant to PAGA. Plaintiff, on behalf of himself and all aggrieved
26 employees presently or formerly employed by Defendant during the liability period as defined in
27 their PAGA notice letter (*see* Exhibit “1”), brings this representative action pursuant to Labor Code
28 §2699, et seq. seeking penalties for Defendant’s failure to provide accurate itemized wage
statements.

1 **II.**

2 **JURISDICTION AND VENUE**

3 5. This Court has subject matter jurisdiction over all causes of action asserted herein
4 pursuant to Article VI, § 10 of the California Constitution and California Code of Civil Procedure
5 § 410.10 by virtue of the fact that this is a civil action in which the matter in controversy, exclusive
6 of interest, exceeds \$25,000, and because each cause of action asserted arises under the laws of the
7 State of California or is subject to adjudication in the courts of the State of California.

8 6. This Court has personal jurisdiction over Defendant because Defendant has caused
9 injuries in the County of Los Angeles and the State of California through their acts, and by their
10 violation of the California Labor Code, California state common law, and California Business &
11 Professions Code § 17200, *et seq.*

12 7. Venue as to each Defendant is proper in this judicial district, pursuant to Code of
13 Civil Procedure § 395. Defendant operates within California and does business within Los
14 Angeles County. The unlawful acts alleged herein have a direct effect on Plaintiff and all Proposed
15 Class Members within the State of California and the county of Los Angeles.

16 8. This case should be classified as complex according to Rule 3.400 of the California
17 Rules of Court, and assigned to a complex litigation judge and department, as it will involve
18 substantial documentary evidence, a large number of witnesses, and is likely to involve extensive
19 motion practice raising difficult or novel issues that will be time-consuming to resolve and would
20 require substantial post judgment judicial supervision.

21 **III.**

22 **PARTIES**

23 **A. PLAINTIFF**

24 9. Plaintiff SERG RAMIREZ is a resident of California.

25 10. Plaintiff and all Proposed Class Members, were regularly required to work without
26 being provided accurate itemized wage statements that show total hours worked by the employee
27 and all applicable hourly rates in effect during the pay period and the corresponding number of
28 hours worked at each hourly rate by the employee.

1 11. Plaintiff and all aggrieved employees as defined in his notice letter to the LWDA
2 are “aggrieved employees” within the meaning of Labor Code § 2699, *et seq.* (see Labor Code
3 §2699(c).)

4 **B. DEFENDANTS**

5 12. Defendant BAXALTA US, INC. is believed to be a Delaware corporation operating
6 within the State of California. Defendant’s corporate address is believed to be 1200 Lakeside
7 Drive, Bannockburn, IL 60015. Upon information and belief, Defendant employed Plaintiff and
8 similarly situated persons as hourly employees within California. Defendant has done and does
9 business throughout the State of California.

10 13. The true names and capacities, whether individual, corporate, associate, or
11 otherwise, of Defendants sued herein as DOES 1 to 50, inclusive, are currently unknown to
12 Plaintiff, who therefore sues Defendants by such fictitious names under Code of Civil Procedure
13 § 474. Plaintiff is informed and believes, and based thereon alleges, that each of the Defendants
14 designated herein as a DOE is legally responsible in some manner for the unlawful acts referred
15 to herein. Plaintiff will seek leave of court to amend this Complaint to reflect the true names and
16 capacities of the Defendants designated hereinafter as DOES when such identities become known.

17 14. Plaintiff is informed and believes, and based thereon alleges, that each Defendant
18 acted in all respects pertinent to this action as the agent of the other Defendants, carried out a joint
19 scheme, business plan or policy in all respects pertinent hereto, and the acts of each Defendant are
20 legally attributable to the other Defendants. Furthermore, Defendants in all respects acted as the
21 employer and/or joint employer of Plaintiff and the Proposed Class Members.

22 15. Furthermore, Defendants acted in all respects as the employers or joint employers
23 of the Proposed Class. Defendants, and each of them, exercised control over the wages, hours or
24 working conditions of the Proposed Class, or suffered or permitted the Proposed Class to work, or
25 engaged, thereby creating a common law employment relationship, with the Proposed Class.
26 Therefore, Defendants, and each of them, employed or jointly employed the Proposed Class.

27 ///

28 ///

1 **IV.**

2 **FACTUAL BACKGROUND**

3 16. Plaintiff and the Proposed Class are, and at all times pertinent hereto, have been
4 classified as non-exempt employees by Defendant. Defendant hires employees who work as
5 hourly employees who are paid on an hourly basis.

6 17. Upon information and belief, Plaintiff and the Proposed Class are covered by
7 California Industrial Welfare Commission Occupational Wage Order No. 1-2001 (Title 8 Cal.
8 Code of Regs. § 11010).

9 18. Defendant has failed to comply with Industrial Welfare Commission (“IWC”)
10 Wage Order 1-2001(7) and Labor Code § 226(a) by failing to provide accurate itemized wage
11 statements that show total hours worked by the employee and all applicable hourly rates in effect
12 during the pay period and the corresponding number of hours worked at each hourly rate by the
13 employee.

14 19. As a result of the acts alleged herein, Defendant violated Labor Code §2699, *et seq.*

15 **V.**

16 **CLASS ACTION ALLEGATIONS**

17 20. Plaintiff brings this action on behalf of himself and all others similarly situated as
18 a Class Action pursuant to § 382 of the Code of Civil Procedure. Plaintiff seeks to represent a
19 proposed class composed of and defined as follows:

20 All persons who are employed or have been employed as an hourly
21 employee by BAXALTA US, INC., in the State of California since
22 one (1) year prior to the filing of this action to the present.
23 (“Proposed Class”)

24 21. Plaintiff reserves the right under Rule 3.765(b) of the California Rules of Court to
25 amend or modify the class description with greater specificity, by division into subclasses, or by
26 limitation to particular issues.

27 22. This action has been brought and may properly be maintained as a class action
28 under the provisions of § 382 of the Code of Civil Procedure because there is a well-defined
community of interest in the litigation and the Proposed Classes are easily ascertainable.

1 **A. NUMEROSITY**

2 23. The potential members of the Proposed Class as defined are so numerous that
3 joinder of all the members of the Proposed Class is impracticable. While the precise number of
4 proposed Class Members has not been determined at this time, Plaintiff is informed and believes
5 that Defendant currently employ, and during the relevant time periods employed over 500
6 members of the Proposed Class.

7 24. Plaintiff alleges that Defendant's employment records would provide information
8 as to the number and location of all Proposed Class Members. Joinder of all members of the
9 Proposed Class is not practicable.

10 **B. COMMONALITY**

11 25. There are questions of law and fact common to the Proposed Class that predominate
12 over any questions affecting only individual Proposed Class Members. These common questions
13 of law and fact include, without limitation: whether Defendant violated Labor Code § 226(a) and
14 Wage Order 1-2001 or other applicable IWC Wage Orders, and Cal. Code Regs., Title 8, Section
15 11010 by failing to provide accurate itemized wage statements that show total hours worked by
16 the employee and all applicable hourly rates in effect during the pay period and the corresponding
17 number of hours worked at each hourly rate by the employee.

18 26. Whether Defendant violated Labor Code § 2699, *et seq.* by engaging in the acts
19 alleged herein.

20 **C. TYPICALITY**

21 27. The claims of Plaintiff are typical of the claims of the Proposed Class. Plaintiff and
22 all members of the Proposed Class sustained injuries and damages arising out of and caused by
23 Defendant's common course of conduct in violation of laws, regulations that have the force and
24 effect of law, and statutes as alleged herein.

25 **D. ADEQUACY OF REPRESENTATION**

26 28. Plaintiff will fairly and adequately represent and protect the interests of the
27 members of the proposed Class.

28 ///

29. Counsel who represent Plaintiff and the Proposed Class are competent and experienced in litigating large employment class actions.

E. SUPERIORITY OF CLASS ACTION

30. A class action is superior to other available means for the fair and efficient adjudication of this controversy. Individual joinder of all Proposed Class Members is not practicable, and questions of law and fact common to the Proposed Class predominate over any questions affecting only individual members of the Proposed Class. Each member of the Proposed Class has been damaged and is entitled to recovery by reason of Defendant's illegal policy and/or practice of failing to provide accurate itemized wage statements.

31. Class action treatment will allow those similarly situated persons to litigate their claims in the manner that is most efficient and economical for the parties and the judicial system. Plaintiff is unaware of any difficulties that are likely to be encountered in the management of this action that would preclude its maintenance as a class action.

VI.

FIRST CAUSE OF ACTION

PLAINTIFF ON BEHALF OF HIMSELF AND THE PROPOSED CLASS

VIOLATION OF LABOR CODE § 226(A)

32. Plaintiff, on behalf of himself and the Proposed Class, realleges and incorporates by reference all previous paragraphs.

33. California Labor Code § 226(a)(2) requires employers to issue employees an accurate itemized wage statement in writing showing total hours worked by the employee.

34. California Labor Code § 226(a)(9) requires employers to issue employees an accurate itemized wage statement in writing showing all applicable hourly rates in effect during the pay period and the corresponding number of hours worked at each hourly rate by the employee.

35. IWC Wage Orders 1-2001(7), 1-2000(7), 1-1998(7) require defendants to accurately report total hours worked by Plaintiff and the members of the Proposed Class.

36. Defendant failed to provide Plaintiff and Proposed Class Members accurate itemized wage statements in writing that show total hours worked by the employee and all

1 applicable hourly rates in effect during the pay period and the corresponding number of hours
2 worked at each hourly rate by the employee.

3 37. Defendant issues Plaintiff and the Proposed Class itemized wage statements that
4 fail to accurately show all applicable hourly rates in effect during the pay period and the
5 corresponding number of hours worked at each hourly rate by the employee and instead show
6 “Details Not Displayed”.

7 38. Frequently, “Total Hours” listed on the wage statements issued to Plaintiff and the
8 Proposed Class are inaccurate because holiday pay/vacation is included.

9 39. Defendant issues Plaintiff and the Proposed Class itemized wage statements that
10 fail to accurately show all applicable hourly rates in effect during the pay period and the
11 corresponding number of hours worked at each hourly rate by the employee and instead show
12 “LTD Imputed Income,” “Shift Diff,” “Environmental Diff,” and “GTL Imputed Income”. These
13 entries do not accurately show hours worked or hourly rates.

14 40. Defendant’s failure to provide accurate itemized wages statements according to
15 Labor Code § 226(a) was all done on a regular and consistent basis.

16 41. An employee suffering injury as a result of a knowing and intentional failure by an
17 employer to comply with Labor Code § 226(a) is entitled to recover the greater of all actual
18 damages or fifty dollars (\$50) for the initial pay period in which a violation occurs and one hundred
19 dollars (\$100) per employee for each violation in a subsequent pay period, not exceeding an
20 aggregate penalty of four thousand dollars (\$4,000), and is entitled to an award of costs and
21 reasonable attorneys’ fees.

22 **VII.**

23 **SECOND CAUSE OF ACTION**

24 **PENALTIES PURSUANT TO LABOR CODE §2699, ET SEQ.**

25 42. Plaintiff, on behalf of himself and all aggrieved employees, realleges and
26 incorporates by reference all previous paragraphs.

27 43. As a result of the acts alleged above and specifically incorporated herein, Plaintiff
28 seeks penalties under Labor Code §2699, et seq use of Defendant’s violation of Labor Code §

226(a); Wage Order 1-2001; and California Code of Regulations, Title 8, Section 11010, which call for civil penalties.

44. For each such penalty, Plaintiff and the aggrieved employees are entitled to penalties in an amount to be shown at trial, subject to the following formula:

a. \$100 for the initial violation per employee per pay period.

b. \$200 for each subsequent violation per employee per pay period.

45. These penalties shall be allocated seventy-five percent (75%) to the LWDA and twenty-five percent (25%) to the affected employees.

46. Pursuant to Labor Code § 2699.3(a)(1), Plaintiff uploaded a notice letter to the LWDA¹ and mailed a letter by certified mail to Defendant BAXALTA US, INC.'s entity address, which is 1200 Lakeside Drive, Bannockburn, IL 60015, as proscribed by the Code on February 25, 2021, describing Defendant's conduct in violation of Labor Code § 226(a). (see Exhibit "1.") Plaintiff also obtained an e-filing confirmation from the LWDA confirming receipt of the notice (see Exhibit "2").

47. As no letter evidencing the LWDA's intention to investigate was received by Plaintiff's Counsel within sixty-five (65) calendar days, Plaintiff is entitled to commence a civil action as though the LWDA had not chosen to investigate pursuant to Labor Code §2699.3(a)(2)(A). Plaintiff will also provide the LWDA with a filed-stamped copy of the First Amended Class and Representative Action Complaint immediately.

RELIEF REQUESTED

WHEREFORE, Plaintiff prays for the following relief:

1. For penalties pursuant to Labor Code § 226(e) for violation of Labor Code § 226(a) in the amount of fifty dollars (\$50) for the initial pay period in which a violation occurs and one hundred dollars (\$100) per employee for each violation in a subsequent pay period, not exceeding an aggregate penalty of four thousand dollars (\$4,000);

2. An award of prejudgment and post judgment interest;

¹ Plaintiff electronically filed a PAGA Claim Notice to the LWDA, via the State of California Labor and Workforce Development Agency / Department of Industrial Relations website (<https://dir.tfaforms.net/308>).

1 3. An order enjoining Defendant and its agents, servants, and employees, and all
2 persons acting under, in concert with, or for it from providing Plaintiff with accurate itemized
3 wage statements pursuant to Labor Code § 226(a) and IWC 1-2001;

4 4. For penalties under Labor Code §2699, *et seq.* for Defendant's violation of Labor
5 Code § 226(a), and Wage Order 1-2001.

6 5. An award providing for payment of costs of suit;

7 6. An award of attorneys' fees; and

8 7. Such other and further relief as this Court may deem proper and just.

9 **DEMAND FOR JURY TRIAL**

10 Plaintiff hereby demands a trial of his claims by jury to the extent authorized by law.

11
12 DATED: May 4, 2021

KINGSLEY & KINGSLEY, APC

13
14 By: _____

Kelsey M. Szamet

Attorneys for Plaintiff Serg Ramirez and the
Proposed Class

EXHIBIT "1"

KINGSLEY & KINGSLEY

| L A W Y E R S |

February 25, 2021

LABOR & WORKFORCE DEVELOPMENT AGENCY
Attn. PAGA Administrator
1515 Clay Street, Ste. 801
Oakland, CA 94612

BAXALTA US, INC.
1200 Lakeside Dr.
Bannockburn, IL 60015

Re: SERG RAMIREZ v. BAXALTA US, INC.
California Labor Code § 2699 Penalties

Gentlepersons:

This office represents SERG RAMIREZ (“Plaintiff”) and a proposed group of current and former employees working for BAXALTA US, INC. (“Defendant”) in the State of California. The purpose of this letter is to comply with the Private Attorneys General Act of 2004, pursuant to California Labor Code § 2698, *et. seq.* We herein set forth the facts and theories of California Labor Code violations which we allege Defendant engaged in with respect to Plaintiff and all of Defendant’s aggrieved employees.

Plaintiff wishes to bring a representative action on behalf of himself and the State of California as well as on behalf of a group of aggrieved employees defined as: All persons who are employed or have been employed as an hourly employee by BAXALTA US, INC., in the State of California who worked one or more pay periods since one (1) year prior to the date of this letter and continuing to the present. (“aggrieved employees”).

Labor Code §226(a)(2) requires that every employer shall semimonthly or at the time of each payment of wages, furnish each of his or her employees, an accurate itemized statement in writing that show total hours worked by the employee. Labor Code §226(a)(9) requires that every employer shall semimonthly or at the time of each payment of wages, furnish each of his or her employees, an accurate itemized statement in writing that show all applicable hourly rates in effect during the pay period and the corresponding number of hours worked at each hourly rate by the employee.

Plaintiff and all aggrieved employees are issued wage statements that do not accurately show total hours worked by the employee or all applicable hourly rates in effect during the pay period and the corresponding number of hours worked at each hourly rate by the employee.

Defendant issues Plaintiff and all aggrieved employees itemized wage statements that fail to accurately show all applicable hourly rates in effect during the pay period and the corresponding number of hours worked at each hourly rate by the employee and instead show “Details Not

LABOR & WORKFORCE DEVELOPMENT AGENCY

California Labor Code §2699 Penalties

February 25, 2021

Page 2 of 2

Displayed”.

Frequently, “Total Hours” listed on the wage statements issued to Plaintiff and all aggrieved employees is inaccurate because holiday pay/vacation is included.

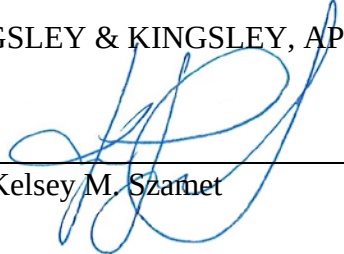
Defendant issues Plaintiff and all aggrieved employees itemized wage statements that fail to accurately show all applicable hourly rates in effect during the pay period and the corresponding number of hours worked at each hourly rate by the employee and instead show “LTD Imputed Income,” “Shift Diff,” “Environmental Diff,” and “GTL Imputed Income”. These entries do not accurately show hours worked or hourly rates.

Plaintiff is an aggrieved employee within the meaning PAGA and Defendants has violated Labor Code §226(a) with respect to Plaintiff and all aggrieved employees.

We are constrained to move forward with the filing of this complaint alleging causes of action pursuant to Labor Code § 226(a) with or without the PAGA claim. Thus, any action by the LWDA would not resolve the entirety of the case, and the interest of judicial economy will be served by allowing the case to proceed as a cohesive whole.

Very truly yours,

KINGSLEY & KINGSLEY, APC

By: 

Kelsey M. Szamet

KMS/jl

- Cc:
1. LWDA Letter filed via Electronic Submission: <https://dir.tfaforms.net/308>
 2. BAXALTA US, INC. via USPS Certified Mail # 7018 1130 0001 5815 0881
 3. Tojarieh Law Firm, PC, 10250 Constellation Blvd., Suite 100, Los Angeles, CA 90067

EXHIBIT "2"



State of California

Labor and Workforce Development Agency /
Department of Industrial Relations

Private Attorneys General Act (PAGA) – Filing

New PAGA Claim Notice

Your Information (Person Who is Filing)

Your First Name *

Kelsey

Your Last Name *

Szamet

Firm Name (if any) *

Kingsley & Kingsley

(Enter "in pro per" if you are representing yourself)

Your Email Address *

service@kingsleykingsley.

Your Street Name, Number and Suite/Apt *

16133 Ventura Boulevard

Your Mobile Phone Number

8189908300

Your City *

Encino

Your Work Phone Number

Your State *

California ▼

Your Zip/Postal Code *

91436

Plaintiff Information

Plaintiff/Aggrieved Employee Name *

Serg Ramirez

Plaintiff/Aggrieved Employee Occupation *

Hourly Employee

[Add Additional Plaintiffs](#)

Employer Information

Employer Entity Type

Corporation ▼

Employer Name *

Baxalta US, Inc.

Maximum 80 Character Limit

Employer Street Name, Number and Suite/Apt

1200 Lakeside Dr.

Employer City

Bannockburn

Employer State

Illinois



Employer Zip/Postal Code

60015

Employer Industry *

Other



Employer Industry for "Other" *

Business Services Sector

Add additional defendants

- ☐ Add any entity other than an individual
- ☐ Add an individual/sole proprietor employer

Notice General Information

Estimated Number of Employees Impacted by Violations *

50

Notice Violations – Check All that Apply *

- ☐ Child Labor
- ☐ Misclassification Employee Classified as Contractor
- ☐ Misclassification NonExempt Classified as Exempt
- ☐ Minimum Wage
- ☐ Overtime
- ☐ Not paid for all hours worked
- ☐ Not paid wages due on termination
- ☐ Other Unpaid Wages
- ☐ Tips or Gratuities
- ☐ Payment or Reimbursement of Employee Expenses
- ☐ Improper Form of Payment Including NSF Checks
- ☐ Kickbacks
- ☐ Meal and Rest Breaks
- ☐ Sick Leave
- ☐ Lactation Accommodation (Labor Code 1030–1033)
- ☐ Not providing required time off, other
- ☐ Pay Discrimination on basis of sex, (Labor Code 1197.5)
- ☐ No Wage Statements
- ☒ Improper or Incomplete Wage Statements
- ☐ Other Notice or Posting or Recordkeeping
- ☐ Public Works (Labor Code 1720 – 1815)
- ☐ Apprenticeship (Labor Code 3070 – 3098)
- ☐ Occupational Safety and Health (Labor Code 6300 et seq)
- ☐ No Workers' Compensation
- ☐ Licensing, Registration, or Permit
- ☐ Unfair Immigration Activities
- ☐ Agricultural Labor Relations
- ☐ Industrial Homework
- ☐ Retaliation for Protected Status or Activity (Specify)
- ☐ Other

Child Labor – Specify Ages

PAGA Claim Type – Check All that Apply *

- ☒ Notice asserts one or more Labor Code violations listed in Labor Code 2699.5– not curable subject to 2699.3(a)
- ☐ Notice asserts one or more OSHA violations subject to requirements of 2699.3(b)
- ☐ Includes one or more violations not listed in Labor Code 2699.5 – curable subject to 2699.3(c)

Filing Fee

A filing fee of \$75 is required to file a new PAGA claim notice.

IFP

☐ I wish to claim In Forma Pauperis and am attaching a Confidential Request to Waive Court Fees (Judicial Council Court Form FW-001) or similar form to this submission.

Billing information

Billing First Name *

Eric

Billing Last Name *

Kingsley

Billing Email *

Billing Phone

Billing Street Name, Number and Suite/Apt *

16133 Ventura Boulevard Suite 1200

Billing City *

Billing State *

Billing Zip/Postal Code *

Credit Card Type *

Credit Card Number *

CVV Number *

Credit Card Expiration Month *

Credit Card Expiration Year *

mm

yyyy

Notice and Other Attachments

PAGA Claim Notice (must be a .pdf) *

 PAGA Letter- B...a US, Inc..pdf

Other Attachment - (if any) (must be a .pdf)

 No file chosen[Add Another Attachment](#)

Should you have questions regarding this online form, please contact PAGAInfo@dir.ca.gov

IMPORTANT NOTICE OF REDACTION RESPONSIBILITY: All filers must redact: Social Security or taxpayer identification numbers; personal addresses, personal telephone numbers, personal email addresses, dates of birth; names of minor children; & financial account numbers. This requirement applies to all documents, including attachments.

☒ I understand that, if I file, I must comply with the redaction rules consistent with this notice.

[Previous Page](#)[Submit](#)

Thank you. If you provided an email address with your submission, a confirmation regarding your submission will be emailed to you. Otherwise, you can search for the case to verify that your submission was properly received.

[Click Here](#) to Search Case

From: noreply@salesforce.com on behalf of LWDA DO NOT REPLY
<lwdadonotreply@dir.ca.gov>
Sent: Thursday, February 25, 2021 3:34 PM
To: Service Email
Subject: Thank you for submission of your PAGA Case.

2/25/2021

LWDA Case No. LWDA-CM-822851-21
Law Firm : Kingsley & Kingsley
Plaintiff Name : Serg Ramirez
Employer: Baxalta US, Inc.
Filing Fee : \$75.00
IFP Claimed : No

Item submitted: Initial PAGA Notice

Thank you for your submission to the Labor and Workforce Development Agency. Please make a note of the LWDA Case No. above as you may need this number for future reference when filing any subsequent documents for this Case.

If you have questions or concerns regarding this submission or your case, please send an email to pagainfo@dir.ca.gov.

DIR PAGA Unit on behalf of
Labor and Workforce Development Agency

Website: http://labor.ca.gov/Private_Attorneys_General_Act.htm

From: noreply@salesforce.com on behalf of LWDA DO NOT REPLY
<lwdadonotreply@dir.ca.gov>
Sent: Thursday, February 25, 2021 3:34 PM
To: Service Email
Subject: State of California - Department of Industrial Relations Customer Receipt / Purchase Confirmation

Thank you for your payment.

Order Information
Merchant: State of California - Department of Industrial Relations

Case Number: LWDA-CM-822851-21
Order Number: ORD-000097694
Total:\$75.00
Card Type: 
Date: 2/25/2021

Billing Information
Name: Eric Kingsley
Email: service@kingsleykingsley.com
Billing Address:
16133 Ventura Boulevard Suite 1200
Encino, California
91436

(PROOF OF SERVICE)

[CCP 1013(a)(3)]

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 years and not a party to the within action. My business address is 16133 Ventura Boulevard, Suite 1200, Encino, California 91436.

On May 4, 2021, I served all interested parties in this action the following documents described as: **FIRST AMENDED CLASS AND REPRESENTATIVE ACTION COMPLAINT** by placing [] (the original) [X] (a true copy thereof) in a sealed envelope addressed as stated on the attached service list:

SEYFARTH SHAW LLP

Timothy L. Hix
thix@seyfarth.com
Peter J. Choi
pchoi@seyfarth.com
Bernard Olshansky
bolshansky@seyfarth.com
601 South Figueroa Street, Suite 3300
Los Angeles, CA 90017-5973
Attorneys for Defendant

TOJARIEH LAW FIRM, PC

JOSEPH TOJARIEH
jft@tojariehlaw.com
10250 Constellation Boulevard, Suite 100
Los Angeles, CA 90067
Attorneys for Plaintiff

☐ (BY MAIL) I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with U.S. postal service on that same day with postage fully prepaid at Encino, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

☒ **BY ELECTRONIC MAIL THROUGH CASE ANYWHERE:** On interested parties set forth on the attached service list.

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

Executed on May 4, 2021, at Woodland Hills, California.



Michelle Tanzer