

David R. Greifinger, Esq. (SBN 105242)
LAW OFFICES OF DAVID R. GREIFINGER
15515 W. Sunset Boulevard, Unit 214
Pacific Palisades, California 90272
Telephone: (424) 330-0193
Facsimile: (831) 920-4864
tracklaw@me.com

Attorneys for Plaintiffs, Ricardo Gauna

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

RICARDO GAUNA, an individual, and on
behalf of all aggrieved employees,

Plaintiff,

vs.

MERCADO BUENOS AIRES, INC., a
California corporation; PAUL RODRIGUEZ,
an individual; and DOES 1 through 50
inclusive.

Defendants.

Case No. 21STCV38369

Assigned for all purposes to:
Hon. Stephanie M. Bowick
Dept.: 19

[Proposed] JUDGMENT

Complaint filed: October 18, 2021
Trial Date: None Set

Under the order Approving the Parties' Joint Stipulation of PAGA Representative
Action Settlement (the "Order"), it is hereby **ORDERED, ADJUDGED AND DECREED**
as follows:

1. Judgment in this matter is entered in accordance with the terms of the order and
the Parties' Joint Stipulation of PAGA Representative Action Settlement. Unless otherwise
provided, all capitalized terms used herein shall have the same meaning as those defined by the
Parties' Joint Stipulation of PAGA Representative Action Settlement.

2. This Judgment shall be binding on all Aggrieved Employees and the State of

1 California, who are hereby barred by the doctrine of res judicata from re-litigating the Released
2 Claims, as that term is defined by the PAGA Settlement Agreement. (*Arias v. Superior Court*
3 (2009) 46 Cal.4th 969, 986 [judgment in a representative action brought by an aggrieved
4 employee under PAGA is binding not only on the named employee plaintiff but also on state
5 labor law enforcement agencies and any aggrieved employee not a party to the proceeding].)

6 3. Without affecting the finality of the Judgment, the court shall retain exclusive
7 and continuing jurisdiction over the above-captioned action and the Parties for purposes of
8 enforcing the terms of the Judgment and the Joint Stipulation of PAGA Representative Action
9 Settlement under Code of Civil Procedure section 664.6.

10 4. Neither this Judgment, the Order, the Joint Stipulation of PAGA Representative
11 Action Settlement, any document referred to herein, any exhibit to any document referred to
12 herein, any action taken to carry out the settlement, nor any negotiations or proceedings related
13 to the settlement are to be construed as, or deemed to be evidence of, or an admission or
14 concession with regard to, the denials or defenses of Defendant and shall not be offered in
15 evidence in any proceeding against the Parties hereto in any court, administrative agency, or
16 other tribunal for any purpose whatsoever other than to enforce the provisions of the Order and
17 Judgment.
18

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

20
21 Dated: _____

22 Hon. Stephanie M. Bowick
23 Judge of the Superior Court
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1 **PROOF OF SERVICE**

2 **STATE OF CALIFORNIA, COUNTY OF LOS ANGELES**

3 I am employed in the State of California, County of Los Angeles. I am over the age of 18
4 and not a party to the within lawsuit; my business address is 15515 W. Sunset Boulevard,
5 Unit 214, Pacific Palisades, California 90272.

6 On **February 17, 2022**, I served the foregoing document described as **PROPOSED**
7 **JUDGMENT** on the interested parties in this action by placing ☒ a true copy thereof
8 on:

Lauren J. Katunich	Labor and Workforce Development
Ricardo Rozen	Agency
RAINES FELDMAN LLP	(By Posting on the LWDA PAGA
1800 Avenue of the Stars, 12th Fl.	Website)
Los Angeles, CA 90067	
lkatunich@raineslaw.com	
rrozen@raineslaw.com	
<i>Attorneys for Defendants Mercado Buenos</i>	
<i>Aires, Inc and Paul Rodriguez</i>	

- 13 ☐ (BY MAIL): as follows: I deposited the envelopes for mailing in the ordinary
14 course of business at Los Angeles County, California. I am "readily familiar" with
15 this firm's practice of collection and processing correspondence for mailing. Under
16 that practice, the sealed envelopes are deposited with the U.S. Postal Service that
17 same day in the ordinary course of business, with postage thereon fully prepaid at
18 Los Angeles County, California.
- 19 ☐ (BY OVERNIGHT DELIVERY): as follows: I am "readily familiar" with this
20 firm's practice of collection and processing correspondence for overnight delivery.
21 Under that practice, overnight packages are enclosed in a sealed envelope with a
22 packing slip attached thereto fully prepaid. The packages are picked up by the
23 carrier at our offices or delivered by our office to a designated collection site.
- 24 ☒ BY E-MAIL ONLY: I hereby certify that this document was served from Los
25 Angeles County, California, by e-mail delivery on the parties listed herein at their
26 most recent known e-mail address or e-mail of record in this action.

27 I declare under penalty of perjury under the laws of the State of California that the
28 foregoing is true and correct.

Executed on **February 17, 2022**, at Los Angeles County, California.

David R. Greifinger, Esq.

Type or Print Name

/s/David Greifinger

Signature