

1/18/2023

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F I L E D
Superior Court of California
County of Butte
FEB 15 2023
By Sharif Elmallah, Clerk
Deputy

Attorney for Plaintiff,
MARCOS PRECIADO-SANCHEZ

SUPERIOR COURT OF CALIFORNIA

COUNTY OF BUTTE

MARCOS PRECIADO-SANCHEZ,
individually, and on behalf of all other similarly
situated aggrieved individuals,

Plaintiffs,

v.

GARY'S AIRBAG SERVICE and DOES 1-10,
inclusive,

Defendants.

Case No. 21CV01957

~~PROPOSED~~ ORDER

Date: February 15, 2023

Time: 9:00 a.m.

Judge: Hon. Tamara Mosbarger

Complaint Filed: August 4, 2021

Trial Date: None Set

Pursuant to the Motion for Approval of Private Attorneys General Act ("PAGA") Settlement submitted by Plaintiff MARCOS PRECIADO-SANCHEZ, ("Motion"), and for good cause appearing, having considered the Motion, all legal authorities and documents submitted in support, the Declaration of Angela Hooper and attached exhibits, including the fully-executed Settlement Agreement ("Agreement"), and good cause appearing, IT IS ORDERED that the Motion is GRANTED, subject to the following orders:

1. The Court approves the gross settlement sum of \$25,000.00;
2. The Court approves allocation of \$6,675.00 as PAGA penalties;

~~PROPOSED~~ ORDER

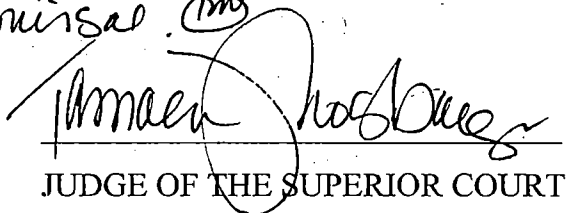
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3. The Court approves 75% of the PAGA penalties (\$5,006.25) to be paid to the California Workforce Development Agency;
4. The Court approves the remaining 25% of the PAGA penalties (\$1,668.75) to be paid to the PAGA Group;
5. The Court approves and awards Plaintiff's Counsel ANGELA HOOPER attorney fees of \$8,325.00 and litigation costs of \$1,000.00;
6. The Court approves and awards Plaintiff MARCOS PRECIADO-SANCHEZ \$5,000.00 as a service award for his effort which resulted in equitable relief and monetary payments to the PAGA Group;
7. The Court finds the payment of \$4,000.00 to the Administrator, Phoenix Class Action Administration Solutions ("Phoenix"), is fair and reasonable and orders the Administrator to make this payment to itself in accordance with the Settlement Agreement;
8. If any members of the PAGA Group fail to negotiate their settlement checks within 90 calendar days after they are mailed, Phoenix will send the amount of such settlement checks to the Center for Workers' Rights, a cy pres charitable organization; and,
9. Pursuant to California Code of Civil Procedure section 664.6, the Court shall retain continuing jurisdiction over this action and the Parties, including after entry of this Order, to the fullest extent necessary to interpret, enforce and effectuate the terms and intent of the Agreement and this Order.

IT IS SO ORDERED.

A review hearing is set for April 5, 2023 at 10:30 am for status of dismissal. (mm)

Date: 2/15/2023


JUDGE OF THE SUPERIOR COURT

TAMARA L. MOSBARGER

[PROPOSED] ORDER

Proof of Service

I, Robert Towne, am a citizen of the United States and employed in the County of Butte. I am over the age of eighteen years and not a party to the within action. My business address is 315 Wall Street, Suite 3, Chico, CA 95928. I am readily familiar with the practice of collection and processing of correspondence/documents for mailing with the United States Postal Service and that said correspondence/documents are deposited with the United States Postal Service in the ordinary course of business on the same day.

On January 18, 2023, I served the within:

PLAINTIFF'S NOTICE OF MOTION AND MOTION FOR APPROVAL OF PRIVATE ATTORNEYS GENERAL ACT

DECLARATION OF ANGELA HOOPER IN SUPPORT OF PLAINTIFF'S MOTION FOR APPROVAL OF PAGA

[PROPOSED] ORDER GRANTING APPROVAL OF PLAINTIFF'S MOTION FOR APPROVAL OF PAGA

On the parties below by electronic service based on a court order or an agreement of the parties to accept electronic service. I caused the documents to be sent to the persons at the electronic service addresses listed below:

Meagan Bainbridge, Katie Collins, Ramona Carrillo, and Chrystal Wade

mbainbridge@weintraub.com

kcollins@weintraub.com

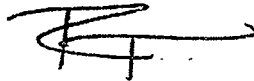
rcarrillo@weintraub.com

cwade@weintraub.com

The above documents were further submitted via online submission pursuant to Labor Code Section 2699(1)(2) to:

California Labor Workforce Development Agency

I declare under penalty of perjury that the foregoing is true and correct under the laws of the State of California and that this declaration was executed at Chico, California.



Robert Towne