

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

MARGARITA VASQUEZ, an individual, on
behalf of herself and other employees and on
behalf of the State of California and the Labor
and Workforce Development Agency,

Plaintiff,

v.

KIMURA ENTERPRISES, INC., a California
corporation; SUSHISTOP CORPORATION, a
California corporation; and DOES 1 through
100, inclusive,

Defendants.

Case No.: 21STCV32681

Judge: Hon. Robert B. Broadbelt

Dept.: 53

**~~PROPOSED~~ ORDER GRANTING
APPROVAL OF PAGA SETTLEMENT AND
JUDGMENT**

Complaint: September 2, 2021

Trial: April 12, 2023

The Court having reviewed the PAGA Stipulation, the Declaration of T. Joshua Ritz
(Plaintiff's Counsel) and the Declaration of Julie Green (Third-Party Administrator), and
all other evidence and matters presented, and GOOD CAUSE appearing:

IT IS HEREBY ORDERED, ADJUDGED, and DECREED that the PAGA
Settlement is APPROVED, with the following findings and orders:

1. The Court hereby approves the terms set forth in the PAGA Stipulation in
accordance with Labor Code § 2699(l)(2) and finds that the PAGA Stipulation
is, in all respects, fair, adequate and reasonable and directs the Parties to
effectuate the PAGA Stipulation according to the terms set forth in the

1 settlement agreement;

- 2 2. The PAGA Stipulation is not an admission by Defendant, nor is this Order a
3 finding of the validity of any allegations or of any wrongdoing by Defendant;
- 4 3. The Court hereby approves the selection of CPT, Group, Inc. as the Claims
5 Administrator;
- 6 4. Pursuant to the terms set forth in the PAGA Stipulation, the Defendant shall
7 deliver to CPT Group, Inc. the Aggrieved Employee Data;
- 8 5. Pursuant to the terms set forth in the PAGA Stipulation, the Defendant shall
9 fund the PAGA settlement by transmitting \$350,000 to CPT Group, Inc. by May
10 15, 2023;
- 11 6. Upon receiving the funds from Defendant, and pursuant to the terms and
12 manner set forth in the PAGA Stipulation, CPT, Group, Inc. shall specifically
13 disburse the received funds from Defendant as follows:
- 14 A. Pay the LWDA \$144,059.13 (as recovered Labor Code violation
15 penalties);
- 16 B. Pay the PAGA Employees the total sum of \$48,019.71 (as
17 recovered Labor Code violation penalties) by calculating (in
18 accordance with the terms set forth in the PAGA Stipulation) the
19 payment due each individual PAGA Employee;
- 20 C. Pay Plaintiff Margarita Javier-Vasquez an Enhancement Award of
21 \$3,000;
- 22 D. Pay Plaintiffs' Counsel, T. Joshua Ritz & Associates, Inc.
23 attorneys' fees in the amount of \$133,000;
- 24 E. Pay Plaintiffs' Counsel, T. Joshua Ritz & Associates, Inc.,
25 \$9,921.16 for reimbursement of costs; and
- 26 F. Pay itself \$12,000 for its services as the Claims Administrator.
- 27 7. The Court further orders, adjudges and decrees that Plaintiffs and the PAGA
28 Employees have released and forever discharged Defendant and the Released

Parties from and regarding the Released Claims as set forth in the PAGA Stipulation for the PAGA Period as defined and otherwise set forth in the PAGA Stipulation.

8. This Final Judgment is entered pursuant to the PAGA Stipulation and is intended to effectuate the settlement more fully described in the PAGA Stipulation; and

9. The Court maintains jurisdiction to adjudicate any matters related to this Order and Judgment and PAGA Stipulation.

IT IS SO ORDERED, ADJUDGED. AND DECREED.

The Clerk of the Court is hereby ordered to enter this Judgment.

The court sets an Order to Show Cause re completion of PAGA settlement pursuant to judgment on 12/18/23, at 11:00 a.m.

Plaintiff shall give notice.



Robert B. Broadbelt

DATED: 01/13/2023

By: Robert B. Broadbelt / Judge
Judge of the Superior Court

PROOF OF SERVICE — 1013a

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 15233 Ventura Blvd., Suite 1002, Sherman Oaks, CA 91403

On **December 2, 2022**, I served true copies of the following document (s) described as: **[PROPOSED] ORDER GRANTING APPROVAL OF PAGA SETTLEMENT AND JUDGMENT** on the interested parties in this action to:

Stacie L. Turner (sturner@cmlawfirm.com)
Ian McClain-Sewer (imcclainsewer@cmlawfirm.com)
Suhail Rajakumar (srajakumar@cmlawfirm.com)
Catherine Navarro (cnavarro@cmlawfirm.com)
Jasmin Perez (JPerez@cmlawfirm.com)
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GASTON, & ZIMET, LLP**
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Los Angeles, CA 90017
213-689-8500 (phone)
213-689-8501 (fax)

BY MAIL: I enclosed the document(s) in a sealed envelope/package addressed to the addressee(s) designated and placed it for mailing, following our ordinary business practices. I am readily familiar with the mailing practice of my place of employment in respect to the collection and processing of correspondence and pleadings for mailing. It is deposited with the United States Postal Service on that same day in the ordinary course of business with postage fully prepaid.

X BY EMAIL: by electronic mail transmission to the email address(es) listed.

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

Executed on **December 2, 2022**, Sherman Oaks, California.

Cindy Torres

Cindy Torres