

1. Name of the party submitting the proposed order:
Plaintiffs JOSE ANGEL CASTELLANOS et al
2. Title of the proposed order:
Motion for Court Approval of PAGA Settlement
3. The proceeding to which the proposed order relates is:
 - a. Description of proceeding: Motion for Court Approval of PAGA Settlement
 - b. Date and time: TBD
 - c. Place: Santa Clara County Superior Court
Department 1
191 N. 1st Street
San Jose, CA 95113
4. The proposed order was served on the other parties in the case.

(TYPE OR PRINT NAME)

(SIGNATURE OF PARTY OR ATTORNEY)

CASE NAME:
CASTELLANOS et al v. STARZ TELECOM, INC. et al

CASE NUMBER:
21CV386437

**PROOF OF ELECTRONIC SERVICE
PROPOSED ORDER**

1. I am at least 18 years old and **not a party to this action.**

a. My residence or business address is (*specify*):

1550 The Alameda, Suite 302, San Jose, CA 95126

b. My electronic service address is (*specify*): Huy@JAWLawGroup.com

2. I electronically served the *Proposed Order (Cover Sheet)* with a proposed order in PDF format attached, and a proposed order in an editable word-processing format as follows:

a. On (*name of person served*) (*If the person served is an attorney, the party or parties represented should also be stated.*):
Alexis Gabrielson, Counsel for all Defendants

b. To (*electronic service address of person served*): agabrielson@cookbrown.com

c. On (*date*): 12/13/2022

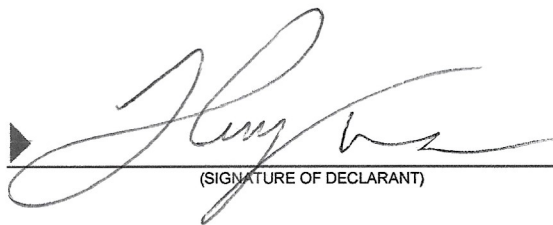
☒ Electronic service of the *Proposed Order (Cover Sheet)* with the attached proposed order in PDF format and service of the proposed order in an editable word-processing format on additional persons are described in an attachment.

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

Date: December 13, 2022

Huy Tran, Counsel for Plaintiffs

(TYPE OR PRINT NAME OF DECLARANT)



(SIGNATURE OF DECLARANT)

SUPERIOR COURT FOR THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF SANTA CLARA
UNLIMITED JURISDICTION, COMPLEX

JOSE ANGEL CASTELLANOS, GABRIEL
CARRANZA, and ULISES CEJA
MARTINEZ,

Plaintiffs,

v.

STARZ TELECOM, INC.; SAMMY DEAN
WILBUR ISAACSON; JOSHUA MICHAEL
WAYN ISAACSON AND DOES 1
THROUGH 50,

Defendants.

Case No. 21CV386437

**[PROPOSED] ORDER GRANTING
PLAINTIFFS' MOTION FOR COURT
APPROVAL OF PAGA SETTLEMENT**

TO ALL PARTIES WHO HAVE MADE AN APPEARANCE IN THIS MATTER:

Having reviewed the Motion by Plaintiffs JOSE ANGEL CASTELLANOS, GABRIEL CARRANZA, and ULISES CEJA MARTINEZ seeking Court approval of their PAGA settlement, the Declaration of Huy Tran and the exhibits attached thereto, and the record and papers submitted in this matter, the Court hereby **ORDERS** that:

1. The PAGA penalties sought as part of the Settlement Agreement are approved. Plaintiffs, by and through their counsel, have satisfied the standards and applicable requirements for approval of the settlement of a claim for penalties brought under the Private Attorney General Act ("PAGA"), California Labor Code section 2698, *et seq.* The Court directs the implementation of all remaining terms, conditions, and provisions with respect to the settlement of the PAGA claims of the Settlement Agreement. Defendants STARZ TELECOM, INC., SAMMY DEAN WILBUR ISAACSON, and JOSHUA MICHAEL WAYN ISAACSON shall pay a Gross Settlement Amount of \$315,000 to settle all of Plaintiffs' claims, including those under PAGA. From that amount,

1 \$58,711.37 is dedicated towards Plaintiffs' individual claims. The remaining amount of
2 \$256,288.63 shall be apportioned as follows:

- 3 a. No more than \$3000 of the Net Settlement Amount shall be paid to a third-party
4 administrator as Settlement Administration Costs;
- 5 b. \$102,515.45 shall be allocated towards the reasonable fees and costs incurred by
6 Plaintiff's counsel;
- 7 c. A minimum of \$115,329.88 of the Net Settlement Amount, shall be paid to the
8 Labor Workforce and Development Agency ("LWDA");
- 9 d. A minimum of \$38,443.30 shall be allocated to the Aggrieved Employees on *pro*
10 *rata* basis based on the number of shifts worked by Aggrieved Employees during
11 the Settlement Period (May 7, 2020 through the date upon which the Court
12 approved of this proposed PAGA settlement), divided by the total number of
13 shifts worked by all Aggrieved Employees during the Settlement Period;

14
15 2. The third-party administrator shall distribute the Net Settlement Payment in
16 accordance with this Order and within the time frames set forth in the Settlement Agreement.
17 Without affecting the finality of this Order or the Judgement entered thereon, the Court retains
18 jurisdiction over the Parties, the LWDA, Plaintiff and the Aggrieved Employees in this matter
19 relating to the interpretation, administration, implementation, effectuation and enforcement of the
20 Order and Settlement Agreement.

21
22 3. Judgment in this matter is hereby entered in accordance with the foregoing. This
23 Judgment shall be binding on all Aggrieved Employees and the State of California, who are hereby
24 barred by the doctrine of res judicata from re-litigating the Settled PAGA Claims, as that term is
25 defined in the Settlement Agreement.
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IT IS SO ORDERED.

Dated: _____

Hon. _____
Judge of the Superior Court