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FILED
Superior Court of California
County of Los Angeles

07/10/2024

David W. Slayton, Executive Officer / Clerk of Court

By: C. Wilson Deputy

SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF LOS ANGELES

[UNLIMITED CIVIL]

JUAN RAMIREZ, an individual,

Plaintiff,

vs.

CALIFORNIA HOTEL HOSPITALITY
SERVICES, INC., a corporation; TRINET HR
XI, INC., a corporation; and DOES 1 through
5, inclusive,

Defendants.

Case No.: 21STCV22051

*Assigned for All Purposes to the Hon. Barbara
M. Scheper in Dept. 30*

**~~[PROPOSED]~~ ORDER APPROVING
PAGA SETTLEMENT**

Date: July 10, 2024

Time: 8:30A.M.

Loc.: Dept. 30

Complaint Filed: June 14, 2021

Trial Date: None Set

RES ID: 648633351437

The Court has read and considered the motion of Plaintiff JUAN RAMIREZ (“Plaintiff”) for approval of the Los Angeles County Case No. 21STCV22051 PAGA Settlement Agreement and PAGA Release between Plaintiff and Defendant CALIFORNIA HOTEL HOSPITALITY SERVICES, INC. (“CHHS”) (“PAGA Settlement Agreement”), of the California Labor Code Private Attorneys General Act of 2004 (“PAGA”) cause of action (“PAGA Action”). The motion for approval of the parties’ PAGA settlement is GRANTED. The Court finds the settlement is “fair, reasonable, and adequate in view of PAGA’s purposes to remediate present labor law violations, deter future ones, and to maximize enforcement of state labor laws.” *Moniz v. Adecco USA, Inc.*, 72 Cal.App.5th 56, 72 (2021).

Defendant CHHS shall pay \$25,000.00 as the PAGA Settlement Amount (“PSA”) in settlement of the PAGA Action. The relevant settlement period for the PAGA claims is from June 14, 2020,

through June 30, 2022 (“PAGA Period”). The group of allegedly aggrieved employees affected by the PAGA Settlement Agreement are nineteen (19) non-exempt former employees of CHHS doing business as Holiday Inn Express at 8244 Orion Avenue, Van Nuys, CA 91406 who performed work as a non-exempt employee at 8244 Orion Avenue, Van Nuys, CA 91406, at some time during the PAGA Period (“Aggrieved Employees”).

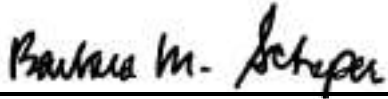
Settlement payments shall be distributed by Phoenix Settlement Administrators (“Administrator”). The Court orders the following distributions from the PSA:

1. The rate of \$600/hour is reasonable for plaintiff’s attorney’s fees and the lodestar is reasonable. Defendant shall pay to Plaintiff’s counsel 33.33% of the PSA.
2. \$950.00 to Plaintiff’s counsel for litigation costs and expenses.
3. Administration costs in the amount of \$2,200.00 to the Administrator.
4. The “Net Settlement Amount” is the balance after deducting the sums from paragraphs 1-3 above. The Net Settlement Amount is to be paid to the LWDA and to the Aggrieved Employees.
 - a. Defendants shall pay 75% from the Net Settlement Amount the California Labor and Workforce Development Agency pursuant to Labor Code section 2699(i).
 - b. Defendant shall pay 25% from the Net Settlement Amount to the Aggrieved Employees, calculated pro rata according to the number of pay periods the Aggrieved Employee worked during the PAGA Period. The Settlement Administrator will report the individual PAGA payments on IRS 1099 Forms.
5. For any Aggrieved Employee whose individual PAGA settlement check is uncashed and canceled after the 180 days void date, the Administrator shall transmit the funds represented by such checks to the California Controller’s Unclaimed Property Fund in the name of the Aggrieved Employee.
6. The Court also approves the current form of the notice as provided in Exhibit 2 to the PAGA Settlement Agreement. The Administrator shall send the PAGA settlement checks to the Aggrieved Employees with the current form of the notice.

IT IS SO ORDERED. OSC Re Dismissal of Settled Case is set for 09/05/2024 at 08:30 a.m. in Department 30.

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Dated: 07/10/2024



Hon. Judge Barbara M. Scheper
Judge of the Superior Court of the State of
California