

FILED
Superior Court of California
County of Alameda
12/18/2024
Clad File, Executive Officer / Clerk of the Court
By:  Deputy
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SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF ALAMEDA

CHRISTINA WHITE, as an aggrieved
employee pursuant to the Private Attorneys
General Act (“PAGA”), on behalf of the State of
California and other aggrieved employees,

Plaintiff,

vs.

REVOLUTION FOODS, INC., a Delaware
corporation; and DOES 1 through 10, inclusive,

Defendants.

FREDRIC LEE WYNN SR., individually and
on behalf of himself and all others similarly
situated,

Plaintiffs,

vs.

REVOLUTION FOODS, INC., a Delaware
corporation; and DOES 1 through 10, inclusive,

Defendants.

Lead Case No. RG21113829
Assigned to the Hon. Brad Seligman

**JOINT STIPULATION TO SHORTEN THE
SETTLEMENT’S RELEASE PERIOD;
~~PROPOSED~~ ORDER SHORTENING THE
RELEASE PERIOD**

Complaint Filed: September 24, 2021
Trial Date: None Set

Case No. 22CV012192

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1 Plaintiffs Christina White and Fredric Lee Wynn Sr. ("Plaintiffs") and Defendant Revolution
2 Foods, Inc. ("Defendant") (collectively, the "Parties"), by and through their respective counsel of record,
3 hereby stipulate and agree as follows:

4 **WHEREAS**, on November 6, 2024, the Court entered the Order Approving the Parties' PAGA
5 Settlement Agreement and Judgment ("Order and Judgment").

6 **WHEREAS**, paragraph 34 of the Amended Joint Stipulation of PAGA Settlement and Release
7 ("Settlement") provides:

8 Defendant estimates that there are approximately 37,342 pay periods through the
9 PAGA Period, and the Parties' Settlement is based on that estimate. If the number
10 of pay periods in the PAGA Period by more than 10% (i.e., in excess of 41,076
11 pay periods), then the Gross Settlement Amount will be increased proportionately.
12 For example, if the number is 11% higher, the Gross Settlement Amount will be
increased by 1%, using a per pay period calculation of \$21.91/pay period (41,076
pay periods / \$900,000.00). In the alternative, the Defendant may elect to shorten
the PAGA Period to ensure that there are no more than 41,076 pay periods during
the PAGA Period.

13 **WHEREAS**, Defendant recently determined that PAGA Members collectively worked in
14 excess of 41,076 total pay periods during the initially agreed upon PAGA Period of July 20, 2020 to June
15 17, 2024. Pursuant to Paragraph 34, therefore, Defendant has elected to shorten the PAGA Period to end
16 on May 25, 2024 (i.e., as opposed to June 17, 2024; see Settlement ¶ 11) to ensure that there are no more
17 than 41,076 pay periods are settled and released.

18 **IT IS HEREBY STIPULATED** by the Parties, through their counsel of record, as follows: The
19 "PAGA Period" is amended to cover only the period from July 20, 2020 through May 25, 2024.

20 Dated: December 17, 2024

By: /s/ Raul Perez

Raul Perez
CAPSTONE LAW APC

James R. Hawkins
JAMES HAWKINS APLC

Attorneys for Plaintiffs Christina White and Fredric
Lee Wynn Sr.

26 Dated: December 17, 2024

By: /s/ Matthew J. Weber

Matthew J. Weber
GREENBERG TRAURIG, LLP

Attorneys for Defendant Revolution Foods, Inc.

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ORDER

Based on the Parties’ stipulation, and **GOOD CAUSE** having been shown, **IT IS HEREBY ORDERED** that the “PAGA Period” is amended to encompass only the period from July 20, 2020 through May 25, 2024. Parties to inform LWDA and file proof of service.

IT IS SO ORDERED.
12/18/2024



Dated: _____

Hon. Brad Seligman
Brad Seligman, Judge
Alameda County Superior Court Judge

PROOF OF SERVICE

I am employed in the State of California, County of Los Angeles. I am over the age of 18 and not a party to the within suit; my business address is 1875 Century Park East, Suite 1000, Los Angeles, California 90067.

On **December 17, 2024**, I served the document(s) described as: **JOINT STIPULATION TO SHORTEN THE SETTLEMENT'S RELEASE PERIOD; [PROPOSED] ORDER SHORTENING THE RELEASE PERIOD** on the interested parties in this action by sending ☐ the original ☒ a true copy thereof ☐ to interested parties as follows [or] ☐ as stated on the attached service list:

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Attorneys for Plaintiff
Fredric Lee Wynn Sr.

☐ **BY MAIL (ENCLOSED IN A SEALED ENVELOPE):** I deposited the envelope(s) for mailing in the ordinary course of business at Los Angeles, California. I am "readily familiar" with this firm's practice of collection and processing correspondence for mailing. Under that practice, sealed envelopes are deposited with the U.S. Postal Service that same day in the ordinary course of business with postage thereon fully prepaid at Los Angeles, California.

☒ **BY E-MAIL:** I hereby certify that this document was served from Los Angeles, California, by e-mail delivery on the parties listed herein at their most recent known e-mail address or e-mail of record in this action.

☐ **BY FAX:** I hereby certify that this document was served from Los Angeles, California, by facsimile delivery on the parties listed herein at their most recent fax number of record in this action.

☐ **BY PERSONAL SERVICE:** I caused delivery of the document(s), enclosed in a sealed envelope, by hand via ProLegal Network to the offices of the addressee(s) named herein.

☐ **BY OVERNIGHT DELIVERY:** I am "readily familiar" with this firm's practice of collection and processing correspondence for overnight delivery. Under that practice, overnight packages are enclosed in a sealed envelope with a packing slip attached thereto fully prepaid. The packages are picked up by the carrier at our offices or delivered by our office to a designated collection site.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on **December 17, 2024**, at Los Angeles, California.

Stacy Winberg
Type or Print Name

Stacy Winberg
Signature

SUPERIOR COURT OF CALIFORNIA COUNTY OF ALAMEDA		Reserved for Clerk's File Stamp
COURTHOUSE ADDRESS: Rene C. Davidson Courthouse 1225 Fallon Street, Oakland, CA 94612		FILED Superior Court of California County of Alameda 12/18/2024 Chad Finke, Executive Officer / Clerk of the Court By:  Deputy B. Mercado
PLAINTIFF/PETITIONER: Christina White et al		
DEFENDANT/RESPONDENT: Revolution Foods, Inc., et al		
CERTIFICATE OF ELECTRONIC SERVICE CODE OF CIVIL PROCEDURE 1010.6		CASE NUMBER: RG21113829

I, the below named Executive Officer/Clerk of Court of the above-entitled court, do hereby certify that I am not a party to the cause herein, and that on this date I served one copy of the Stipulation and Order JOINT STIPULATION TO SHORTEN THE SETTLEMENTS RELEASE PERIOD; [PROPOSED] ORDER SHORTENING THE RELEASE PERIOD entered herein upon each party or counsel of record in the above entitled action, by electronically serving the document(s) from my place of business, in accordance with standard court practices.

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Dated: 12/18/2024

Chad Finke, Executive Officer / Clerk of the Court

By:



B. Mercado, Deputy Clerk