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17 and on behalf of all others similarly situated

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

20 MARY BETH HUGHES, individually and on
21 behalf of all others similarly situated,

22 Plaintiff,

23 vs.

24 JEFFREY LEE GALITZ, MD, A
25 PROFESSIONAL MEDICAL
26 CORPORATION, a California corporation,
27 DBA WOUNDTECH OF CALIFORNIA;
28 PODICARE SERVICES, INC., a Delaware
Corporation; WOUND TECHNOLOGY
NETWORK, INC., a Florida Corporation, and
DOES 1 through 25,

Defendants.

Case No.: 21STCV30732
*Assigned for all purposes to Hon. Yvette
M. Palazuelos, SSC-9*

[PROPOSED] JUDGMENT

Date: September 13, 2023
Time: 10:00 a.m.
Dept.: 9

Complaint Filed: August 19, 2021

1 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:

2 1. Judgment is entered in accordance with the terms of this Court's Order
3 Granting Final Approval Of Class Action and PAGA Settlement in favor of Plaintiff Mary
4 Hughes ("Representative Plaintiff" of "Plaintiff") and against Defendants Jeffrey Lee
5 Galitz, M.D., A Professional Medical Corporation dba Woundtech of California ("Galitz"),
6 Podicare Services, Inc. ("Podicare"), and Wound Technology Network, Inc. ("WTN")
7 (Galitz, Podicare, and WTN collectively "Defendants") in the amount of \$1,675,000, which
8 is to be distributed as set forth in the Order Granting Final Approval of Class Action and
9 PAGA Settlement.

10 2. No Class Members have excluded themselves from the Settlement, and
11 therefor Plaintiff and the Class shall take nothing from the Released Parties except as set
12 forth in the Oder Granting Final Approval Of Class Action And PAGA Settlement.

13 3. The Class in this action is defined and consists of all individuals who were
14 employed by Galitz and allegedly employed by Podicare and WTN in California as non-
15 exempt employees during the Class Period (August 19, 2017 through July 19, 2022).

16 4. Upon receipt by the Settlement Administer of the gross settlement amount of
17 \$1,675,000, all Class Members, on behalf of themselves and their respective former and
18 present representatives, agents, attorneys, heirs, administrators, successors, and assigns and
19 estates, are deemed to have released Defendants and Defendants' current and former
20 agents, officers, employees, directors, owners, subsidiaries, affiliates, parent companies,
21 insurers, attorneys, shareholders, investors, related management companies and any other
22 related parties from all wage-and-hour claims asserted in the Action or that arise from the
23 facts alleged in the Complaint, including claims for: (1) violation of Labor Code section
24 510; (2) failure to pay for nonproductive time and rest breaks in violation of Labor Code
25 section 226.2; (3) failure to pay wages for all work performed in violation of Labor Code
26 sections 204 and 1197; (4) unpaid meal and rest period premiums in violation of Labor
27 Code section 226.7(c); (5) non-compliant wage statements in violation of Labor Code
28 section 226(a); (6) unreimbursed business expenses in violation of Labor Code section

1 2802; (7) final wages not timely paid in violation of Labor Code sections 201 and 202; and
2 (8) violation of California Business & Profession Code Sections 17200, *et seq.*, in relation
3 to the forgoing Labor Code violations and violations of Labor Code sections 246, 247.5 and
4 2810.5. This release shall also include releases for claims under California Labor Code
5 sections: 201-204, 226, 226.7, 510, 512, 1174, 1174.5, 1182.12, 1194, 1197, 1198, 2802,
6 and 2810.5 arising from the facts alleged in the Complaint (“Released Claims”). The time
7 period of this release is from August 19, 2017 through July 19, 2022. Class Members will
8 not be waiving the provision of section 1542 of the California Civil Code.

9 5. Upon receipt by the Settlement Administer of the gross settlement amount of
10 \$1,675,000 and other amounts due, as specified in the Order, from Defendants, all
11 Aggrieved Employees, on behalf of themselves and their respective former and present
12 representatives, agents, attorneys, heirs, administrators, successors, and assigns and estates,
13 will be deemed to have released Defendants and Defendants’ current and former agents,
14 officers, employees, directors, owners, subsidiaries, affiliates, parent companies, insurers,
15 attorneys, shareholders, investors, related management companies and any other related
16 parties from any and all claims for California Labor Code violations under PAGA that are
17 alleged in Plaintiff’s August 19, 2021 letter to the Labor Workforce Development Agency
18 (“LWDA”) LWDA and/or in the Complaint, specifically for: (1) failure to pay overtime in
19 violation of Labor Code section 510; (2) failure to pay for nonproductive time and rest
20 breaks in violation of Labor Code section 226.2; (3) failure to pay wages for all work
21 performed in violation of Labor Code sections 204 and 1197; (4) failure to provide meal
22 and rest breaks and failure to pay wage premiums for such violations in violation of Labor
23 Code section 226.7 and 512; (5) non-compliant wage statements in violation of Labor Code
24 section 226(a); (6) unreimbursed business expenses in violation of Labor Code section
25 2802; (7) failure to maintain time records in violation of Labor Code section 1174(d); (8)
26 final wages not timely paid in violation of Labor Code sections 201 and 202; and (9) failure
27 to provide sick leave and notice thereof, in violation of Labor Code sections 246, 247.5 and
28 2810.5. The time period of this release shall be August 19, 2020 through July 19, 2022.

1 6. Without affecting the finality of this Judgment, the Court retains exclusive
2 and continuing jurisdiction over the litigation for purposes of supervising, implementing,
3 interpreting and enforcing the terms of its Order granting Final Approval of the Settlement
4 Agreement, and in order to conduct further hearing(s) on certification of distribution
5 procedures.

6
7 Dated: _____

Hon. Yvette M. Palazuelos

PROOF OF SERVICE

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 eighteen (18) and not a party to the within action. My business address is 14011 Ventura Blvd., Suite 206E, Sherman Oaks, CA 91423.

On August 10, 2023, I served the following document described as

- **[PROPOSED] JUDGMENT**

on the interested parties in this action:

(X) by serving () the original (X) true copies thereof as follows:

Please see attached service list

() BY MAIL I caused such envelope to be deposited in the mail at Los Angeles, California. The envelope was mailed with postage thereon fully prepaid. I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. It is deposited with U.S. postal service on that same day in the ordinary course of business. I am aware that on motion of party served, service is presumed invalid if postal cancellation date or postage meter date is more than one (1) day after date of deposit for mailing in affidavit.	() BY FACSIMILE TRANSMISSION I caused said document(s) to be transmitted by facsimile transmission to the name(s) and facsimile telephone number(s) of the person(s) named on the attached service list. The facsimile machine telephone number of the sending facsimile machine was (818) 918-2316. A transmission report was issued by the sending facsimile machine confirming that the transmission was completed without error. A true and correct copy of said transmission report is attached hereto.
() BY OVERNIGHT DELIVERY Said document was placed in an envelope designated by the express service center and placed for collection in a box regularly maintained by said carrier with whom we have a direct billing account, to be delivered to the office of the addressee listed above on the next business day.	(XX) BY ELECTRONIC TRANSMISSION I caused the above-described document to be electronically served to the names and email addresses listed on the Service List attached hereto.

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

() FEDERAL I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

(X) EXECUTED on August 10, 2023, at Sherman Oaks, California.



Nicole Salazar

Case Anywhere Electronic Service List

Case Name: **Hughes, et al. v. Jeffrey Lee Galitz, MD, a Professional Medical Corporation**

Case Info: **21STCV30732, Los Angeles Superior Court**

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The Service List is compiled from information provided to Case Anywhere and is not independently reviewed for accuracy.

Only attorneys are listed. Other authorized users may also receive case notifications by email.