

LAVI & EBRAHIMIAN, LLP

ELECTRONICALLY FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN BERNARDINO
SAN BERNARDINO DISTRICT
10/21/2025 2:59 PM
By: Grace Powell, DEPUTY

BOKHOUR LAW GROUP, P.C.

FALAKASSA LAW, P.C.

SOLOUKI & SAVOY, LLP

Additional Attorneys Listed on Next Page

MOON LAW GROUP, PC

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN BERNARDINO**

CLASS AND PAGA ACTION

**PLAINTIFFS JOSE LOMELI'S, IZAK LOMELI'S, CYNTHA CARLIN'S, JORGE VASQUEZ'S, AND RUBEN RUIZ'S
COMPLAINT FOR:**

- 1. FAILURE TO PAY MINIMUM WAGE OR OVERTIME WAGES FOR ALL HOURS WORKED IN VIOLATION OF LABOR CODE SECTIONS 510, 1194, 1197, 1198, AND THE WAGE ORDERS**
- 2. FAILURE TO PROVIDE ALL LEGALLY REQUIRED AND LEGALLY COMPLIANT MEAL PERIODS IN VIOLATION OF LABOR CODE SECTIONS 226.7, 512, 1198, AND THE WAGE ORDERS**
- 3. FAILURE TO PROVIDE ALL LEGALLY REQUIRED AND LEGALLY COMPLIANT REST BREAKS IN VIOLATION OF LABOR CODE SECTION 226.7, 1198, AND THE WAGE ORDERS**
- 4. FAILURE TO TIMELY PAY**

**EARNED WAGES DURING
EMPLOYMENT IN VIOLATION
OF LABOR CODE SECTION 204**

- 5. FAILURE TO PROVIDE
COMPLETE AND ACCURATE
STATEMENTS IN VIOLATIONS
OF LABOR CODE SECTION 226**
- 6. FAILURE TO TIMELY PAY
UNPAID WAGES DUE AT TIME
OF SEPARATION OF
EMPLOYMENT IN VIOLATION
OF LABOR CODE SECTIONS 201,
202, AND 203**
- 7. FAILURE TO REIMBURSE
NECESSARY BUSINESS
EXPENDITURES IN VIOLATION
OF LABOR CODE SECTIONS 2800
AND 2802**
- 8. FAILURE TO PAY WAGES FOR
ACCRUED PAID SICK DAYS AT
THE REGULAR RATE OF PAY IN
VIOLATION OF LABOR CODE
SECTION 246**
- 9. UNFAIR BUSINESS PRACTICES
IN VIOLATION OF BUSINESS
AND PROFESSIONS CODE
SECTION 17200, *et seq.***
- 10. CIVIL PENALTIES PURSUANT TO
THE PRIVATE ATTORNEYS
GENERAL ACT OF 2004 ("PAGA"),
LABOR CODE SECTIONS 2698, ET
SEQ**

DEMAND FOR JURY TRIAL

NOW COMES

I. INTRODUCTION

et seq

II. JURISDICTION AND VENUE

III. PARTIES

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IV. DESCRIPTION OF ILLEGAL PAY PRACTICES

Failure to pay minimum wage, or overtime wages if applicable, for all hours worked to non-exempt employees:

Inc.

Morillion vs. Royal Packing Co.

Mendiola v. CPS Security Solutions,

Failure to pay premium wages to non-exempt warehouse employees to compensate them for workdays DEFENDANTS failed to provide all legally required and/or legally compliant meal breaks:

Brinker Rest. Corp. v. Super. Ct.

Brinker Rest. Corp. v. Superior Court

Bono

Enterprises v. Labor Commissioner

Brinker v. Superior Court

Id.

Failure to pay premium wages to non-exempt employees to compensate them for workdays DEFENDANTS failed to provide all legally required and/or legally compliant rest breaks:

Brinker v. Superior Court

Augustus v. ABM Security Services, Inc.

Failure to Timely Pay Wages

Id.

Pay Stub Violations:

inter alia

**Failure to Pay Former California Non-Exempt Employees All Wages Due at
Time of Termination/Resignation**

**Failure to indemnify employees for losses and expenditures incurred as part of
their employment**

Failure to pay wages for accrued paid sick days at the regular rate of pay:

V. CLASS DEFINITIONS AND CLASS ALLEGATIONS

Minimum Wage Class

Overtime Class:

Meal Period Class

Rest Period Class

Pay Day Class:

Sick Time Pay Class:

Indemnification Class

Wage Statement Class:

Waiting Time Class

California Class

Numerosity

Common Questions Predominate

Typicality

et seq.

Adequacy of Representation

Superiority

Public Policy Consideration

FIRST CAUSE OF ACTION

**FAILURE TO PAY MINIMUM WAGE OR OVERTIME WAGES FOR ALL HOURS
WORKED IN VIOLATION OF LABOR CODE SECTIONS 510, 1194, 1197, 1198, AND
THE WAGE ORDERS**

**(Against All DEFENDANTS and DOE DEFENDANTS by Plaintiffs and the Minimum Wage
Class and Overtime Class)**

Mendiola v. CPS Security Solutions, Inc.
Morillion vs. Royal Packing Co.

SECOND CAUSE OF ACTION

FAILURE TO PROVIDE ALL LEGALLY REQUIRED AND LEGALLY COMPLIANT

**MEAL PERIODS IN VIOLATION OF LABOR CODE SECTIONS 226.7, 512, 1198 AND
THE WAGE ORDERS**

**(Against ALL DEFENDANTS and DOE DEFENDANTS by Plaintiffs and the Meal Period
Class)**

Bono Enterprises v. Labor Commissioner

Brinker v. Superior Court

Id.

THIRD CAUSE OF ACTION

**FAILURE TO PROVIDE ALL LEGALLY REQUIRED AND LEGALLY COMPLIANT
REST BREAKS IN VIOLATION OF LABOR CODE SECTION 226.7, 1198, AND THE
WAGE ORDERS**

**(Against ALL DEFENDANTS and DOE DEFENDANTS by Plaintiffs and the Rest Period
Class)**

Brinker v. Superior Court

Augustus v. ABM Security Services, Inc.

FOURTH CAUSE OF ACTION

**FAILURE TO TIMELY PAY EARNED WAGES DURING EMPLOYMENT IN
VIOLATION OF LABOR CODE SECTION 204**

(Against ALL DEFENDANTS and DOE DEFENDANTS by Plaintiffs and the Pay Day Class)

Id.

FIFTH CAUSE OF ACTION

**FAILURE TO PROVIDE COMPLETE AND ACCURATE WAGE STATEMENTS IN
VIOLATION OF LABOR CODE SECTION 226**

**(Against ALL DEFENDANTS and DOE DEFENDANTS by Plaintiffs and the Wage
Statement Class)**

[REDACTED]

SIXTH CAUSE OF ACTION

**FAILURE TO TIMELY PAY UNPAID WAGES DUE AT TIME OF SEPARATION OF
EMPLOYMENT IN VIOLATION OF LABOR CODE SECTIONS 201, 202, AND 203
(Against ALL DEFENDANTS and DOE DEFENDANTS by Plaintiffs and the Waiting Time
Class)**

SEVENTH CAUSE OF ACTION

**FAILURE TO INDEMNIFY EMPLOYEES FOR EMPLOYMENT-RELATED
LOSSES/EXPENDITURES IN VIOLATION OF LABOR CODE SECTION 2802**

(Against All Defendants by Plaintiffs and the Indemnification Class)

EIGHTH CAUSE OF ACTION

**FAILURE TO PAY WAGES FOR ACCRUED PAID SICK DAYS AT THE REGULAR
RATE OF PAY IN VIOLATION OF LABOR CODE SECTION 246**

(Against All Defendants by Plaintiffs and the Sick Pay Time Class)

NINTH CAUSE OF ACTION

UNFAIR BUSINESS PRACTICES IN VIOLATION OF BUSINESS AND PROFESSIONS

CODE SECTION 17200, *et seq.*

(Against All DEFENDANTS and DOE DEFENDANTS by Plaintiffs and the California Class)

Tenth CAUSE OF ACTION
CIVIL PENALTIES PURSUANT TO THE PRIVATE ATTORNEYS GENERAL
ACT OF 2004, LABOR CODE SECTIONS 2698, ET SEQ.
(Against All Defendants by Plaintiffs)

Failure to pay minimum wage, or overtime wages if applicable, for all hours worked to non-exempt employees:

Inc.

Morillion vs. Royal Packing Co.

Mendiola v. CPS Security Solutions,

Failure to pay premium wages to non-exempt warehouse employees to compensate them for workdays DEFENDANTS failed to provide all legally required and/or legally compliant meal breaks:

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Failure to pay premium wages to non-exempt employees to compensate them for workdays DEFENDANTS failed to provide all legally required and/or legally compliant rest breaks:

Brinker v. Superior Court

Augustus v. ABM Security Services, Inc.

Failure to Timely Pay Wages

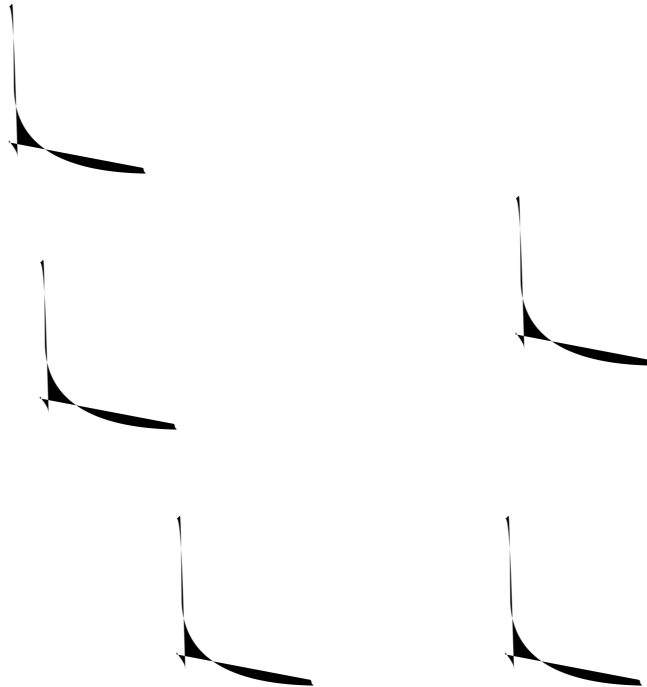
Id.

Pay Stub Violations:

inter alia

**Failure to Pay Former California Non-Exempt Employees All Wages Due at
Time of Termination/Resignation**

Failure to indemnify employees for losses and expenditures incurred as part of their employment



Failure to pay wages for accrued paid sick days at the regular rate of pay:

PRAYER FOR RELIEF

**WHEREFORE, PLAINTIFFS, ON THEIR BEHALF AND ON BEHALF OF THOSE
SIMILARLY-SITUATED, PRAYS AS FOLLOWS:**

**ON THE FIRST, SECOND, THIRD, FOURTH, AND FIFTH, SIXTH, SEVENTH, EIGHTH,
AND NINTH CAUSES OF ACTION:**

ON THE FIRST CAUSE OF ACTION:

ON THE SECOND CAUSE OF ACTION:

ON THE THIRD CAUSE OF ACTION:

ON THE FOURTH CAUSE OF ACTION:

ON THE FIFTH CAUSE OF ACTION

ON THE SIXTH CAUSE OF ACTION:

ON THE SEVENTH CAUSE OF ACTION:

et seq.

ON THE EIGHTH CAUSE OF ACTION:

ON THE NINTH CAUSE OF ACTION:

**WHEREFORE, PLAINTIFF, ON BEHALF OF HIMSELF AND ON OTHER
AGGRIEVED EMPLOYEES, PRAYS AS FOLLOWS:**

ON THE TENTH CAUSE OF ACTION:

LAVI & EBRAHIMIAN, LLP

/s/ Alexander J. Aroeste

BOKHOUR LAW GROUP, P.C.

/s/ Mehrdad Bokhour



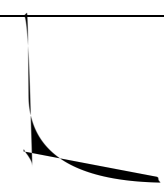
FALAKASSA LAW P.C.

/s/ Joshua S. Falakassa



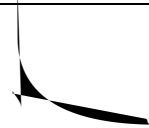
MOON LAW GROUP

/s/ Kane Moon



SOLOUKI & SAVOY, LLP

/s/ Shoham J. Solouki



DEMAND FOR JURY TRIAL

SIGNATURES ON NEXT PAGE

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/s/ Alexander J. Aroeste

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/s/ Mehrdad Bokhour

FALAKASSA LAW P.C.

/s/ Joshua S. Falakassa

MOON LAW GROUP

/s/ Kane Moon

SOLOUKI & SAVOY, LLP

/s/ Shoham J. Solouki

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PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am an employee in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action; my business address is 8889 W. Olympic Blvd., Suite 200, Beverly Hills, California 90211.

On October 21, 2025, I served the foregoing documents, described as:

PLAINTIFFS JOSE LOMELI'S, IZAK LOMELI'S, CYNTHA CARLIN'S, JORGE VASQUEZ'S, AND RUBEN RUIZ'S COMPLAINT FOR:

on all interested parties as follows:

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\\

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5 6 7	FALAKASSA LAW, P.C. Joshua S. Falakassa, CA Bar No. 295045 josh@falakassalaw.com 1901 Avenue of the Stars, Suite 450 Los Angeles, California 90067 Tel: (818) 456-6168; Fax: (888) 505-0868	<i>Attorneys for Plaintiff:</i> RUBEN RUIZ on behalf of himself and others similarly situated
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13 14 15 16 17 18 19	Kane Moon (SBN 249834) E-mail: kmoon@moonlawgroup.com Lilit Ter-Astvatsatryan (SBN 320389) E-mail: lilit@moonlawgroup.com Edwin Kamarzarian (SBN 327830) E-mail: ekamarzarian@moonlawgroup.com MOON LAW GROUP, PC 725 South Figueroa Street, 31st Floor Los Angeles, California 90017 Telephone: (213) 232-3128 Facsimile: (213) 232-3125	<i>Attorneys for Plaintiff:</i> JORGE VAZQUEZ on behalf of himself and others similarly situated

☒ **(BY ELECTRONIC MAIL)** As follows: I caused such documents to be emailed to the attorneys listed above. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

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

Executed October 21, 2025, at Beverly Hills, California.

/s / Tiffany Ayungua
Tiffany Ayungua