

AMENDMENT TO CLASS ACTION AND PAGA SETTLEMENT AGREEMENT

Following the Court's tentative ruling posted on May 16, 2024 in *Quintanilla v. Mojave Foods Corporation*, Los Angeles County Superior Court case no. 21STCV33169, Plaintiff Jose Quintanilla ("Plaintiff") and Defendant Mojave Foods Corporation ("Defendant"), hereby amend the Class Action and PAGA Settlement Agreement ("Original Agreement"), signed by the parties and submitted as Exhibit 1 to the Declaration of Marcus J. Bradley filed on January 19, 2024, as follows:

Paragraph 1.28 of the Original Agreement is hereby amended in order to clarify that, among other payments, Defendant's share of employer payroll taxes will be paid from the Gross Settlement Amount (as defined in Paragraph 1.22 of the Original Agreement) in order to reach the Net Settlement Amount. Paragraph 1.28 shall now read as follows:

1.28 "Net Settlement Amount" means the Gross Settlement Amount, less the following payments in the amounts approved by the Court: Individual PAGA Payments, the LWDA PAGA Payment, Class Representative Service Payment, Class Counsel Fees Payment, Class Counsel Litigation Expenses Payment, the Administration Expenses Payment, and Defendant's share of employer payroll taxes shall be included in the Gross Settlement Amount. The remainder is to be paid to Participating Class Members as Individual Class Payments.

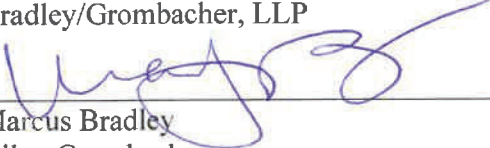
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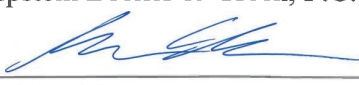
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Jose Quintanilla

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Mojave Foods Corporation

APPROVED AS TO FORM:

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