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13 Attorneys for Plaintiff SERGIO PEDROZA
14 and All Aggrieved Employees.

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SUPERIOR COURT OF CALIFORNIA
COUNTY OF LOS ANGELES – CENTRAL DISTRICT

SERGIO PEDROZA, an individual; on behalf
of himself and all Aggrieved Employees,

Plaintiff,

v.

CHINO STEEL, INC., a California
corporation; RAMIRO MEDINA, an
individual; and
DOES 1-20, inclusive,

Defendants.

Case No.: 22STCV03448

[Hon. Armen Tamzarian, Dept. 52]

**~~PROPOSED~~ ORDER GRANTING
PLAINTIFF'S MOTION FOR APPROVAL
OF SETTLEMENT OF
REPRESENTATIVE PAGA CLAIMS**

- **MOTION AND MEMORANDUM OF POINTS AND AUTHORITIES;**
- **DECLARATION OF JOHN A. VAN HOOK (AND EXHIBITS 1-3);**

Date: March 7, 2023

Time: 9:00 a.m.

Dept.: 52

Reservation ID: 760556277851

1 Plaintiff's Motion for Approval of Settlement of PAGA Claims (the "Motion") came
2 before this Court for hearing on March 7, 2023. The Court, having reviewed and considered the
3 Motion, its accompanying memoranda, exhibits submitted in support thereof, including the
4 PAGA Settlement Agreement (the "Settlement Agreement"), and having heard argument
5 regarding the Motion, and the file in the action, finds that the Motion should be, and hereby is,
6 GRANTED according to the terms of this Order.

7 The Parties to the Settlement Agreement, Plaintiff Sergio Pedroza ("Plaintiff") and
8 Defendants Chino Steel, Inc. and Ramiro Medina ("Defendants"), are hereby ORDERED to take
9 all steps necessary to timely effectuate the terms of the Settlement Agreement, including the
10 following:

11 Phoenix Settlement Administrators ("Phoenix") shall be appointed to carry out the
12 settlement administration functions of this PAGA Settlement, including calculation and issuance
13 of payments and the PAGA Notice.

14 Within fifteen (15) calendar days of this Order, Defendants shall provide Phoenix with
15 the Aggrieved Employee Data, which shall be used solely for the administration of this PAGA
16 Settlement and for no other purpose, and which shall not be shared with any persons or entity not
17 employed by Phoenix and working on the administration of this PAGA Settlement.

18 Within twenty-one (21) calendar days after the Effective Date of the PAGA Settlement,
19 Defendants shall deposit the Gross PAGA Settlement Amount with Phoenix (the "Funding
20 Date"). Within fourteen (14) calendar days after the Funding Date, Phoenix shall cause all
21 Settlement Payments to be paid, including the payment to the LWDA, the payment to the
22 Aggrieved Employees, and the payments to Plaintiff's Counsel for the approved attorney's fees
23 and costs.

24 From the Gross Settlement Fund of \$45,000, the following amounts will be paid, with
25 such payments issued by the Settlement Administrator:

- 26 • Plaintiff's Counsel's attorney's fees of 1/3 of the Gross PAGA Settlement Amount
27 (\$15,000.00);
- 28 • Reimbursement of Plaintiff's Counsel's out-of-pocket litigation expenses of

1 \$5,000.00; and

- 2 • PAGA Settlement administration expenses of \$1,750.
- 3 • This results in an estimated Net PAGA Settlement Amount of \$23,250.00 (comprised
- 4 of the Gross PAGA Settlement Fund, minus requested fees, costs, and PAGA
- 5 settlement administration expenses).

6 As required by PAGA, 75% of the Net PAGA Settlement Fund shall be paid to the

7 LWDA and the remaining 25% of the Net PAGA Settlement Fund will be distributed among the

8 Aggrieved Employees on a pro rata basis according to their pay periods during the relevant time

9 period. "Aggrieved Employees" are defined as all individuals that were employed by Defendant

10 Chino Steel, Inc. as non-exempt employees in the State of California, at any time between

11 November 22, 2020, through November 7, 2022. Defendants' data as of November 7, 2022,

12 indicates approximately 15 current and former Aggrieved Employees and a total of

13 approximately 735 pay periods. Pursuant to the PAGA Settlement Agreement, the 735 weekly

14 pay periods shall be subject to a 10% buffer, meaning that no additional consideration shall be

15 necessary if the total number of weekly pay periods in the Aggrieved Employee Data is not

16 greater than 809 (110% of 735). If the total number of weekly pay periods is greater than 735,

17 then Gross PAGA Settlement Amount shall be increased by a pro-rata amount for those pay

18 periods greater than 809.

19

20 This action shall be dismissed with prejudice, with this Court retaining jurisdiction to

21 enforce the terms of this Order.

22

23 IT IS SO ORDERED.

24 Dated: 03/07/2023



A handwritten signature in black ink, appearing to read "Armen Tamzarian".

Armen Tamzarian / Judge

Hon. Armen Tamzarian
Superior Court Judge

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PROOF OF SERVICE

STATE OF CALIFORNIA)
)
COUNTY OF LOS ANGELES)

I, John A. Van Hook, declare and state as follows:

I am employed in the State of California, County of Los Angeles. I am over the age of 18 and not a party to this action. My business address is VAN HOOK LAW FIRM, 14156 Magnolia Blvd., Suite 200, Sherman Oaks, CA 91423. I am a member of the State Bar of California.

On February 10, 2023, the following document:

- **[PROPOSED] ORDER RE MOTION FOR APPROVAL OF SETTLEMENT OF REPRESENTATIVE PAGA CLAIMS**

was served on the parties in this action as indicated below:

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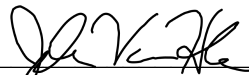
Adrian C. Byrne
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Counsel for Plaintiff
Sergio Pedroza

☒ **BY ELECTRONIC MAIL.** [Via the addressed listed above]

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

Executed this 10th day of February, 2023, at Sherman Oaks, California.



John A. Van Hook