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

BERNADINE SMALLEY, as a private attorney
general,

Plaintiff,

vs.

BRIGHTON COLLECTIBLES, a California
employer; and DOES 1 through 50, inclusive,

Defendants.

Case No. 21STCV43898

[Hon. Holly J. Fujie, Department 56]

**[PROPOSED] ORDER GRANTING
MOTION FOR APPROVAL OF PAGA
SETTLEMENT AND FINAL JUDGMENT**

Date: October 24, 2024
Time: 8:30 a.m.
Courtroom: 56

Reservation ID: 447233439289

Complaint Filed: December 2, 2021
FAC Filed: January 28, 2022

1 The motion for an Order Granting Approval of PAGA Settlement was filed by Plaintiff,
2 Bernadine Smalley, on August 12, 2024, and a hearing was held before this Court on October 24, 2024.

3 After considering the papers and evidence, arguments of counsel, and all other matters presented
4 to the Court, and having taken the matter under submission, **IT IS HEREBY ORDERED AND**
5 **ADJUDGED** as follows:

6 1. The motion for approval of the Labor Code Private Attorneys General Act of 2004
7 (“PAGA”) settlement is granted. Plaintiff has fairly and adequately protected the interests of the State,
8 and Plaintiff’s Counsel are qualified to serve as counsel for the Plaintiff in her individual and
9 representative capacity. The Joint Stipulation of PAGA Settlement (the “Agreement”) submitted by the
10 Parties appears to be fair, adequate, and reasonable in light of PAGA’s policies and in furtherance of
11 PAGA’s purposes.

12 2. The Parties are hereby ordered to carry out the terms of the Agreement.

13 3. Within 10 business days, Defendant, Brighton Collectibles, is hereby ordered to deposit
14 the \$180,000.00 Settlement Amount with Phoenix Settlement Administrators (the “Administrator”).

15 4. Within seven days after receipt of the Settlement Amount, the Administrator shall
16 distribute the Settlement Amount as follows:

- 17 • \$60,000.00 as Attorneys’ Fees to Plaintiff’s Counsel;
- 18 • \$11,617.16 as Costs to Plaintiff’s Counsel;
- 19 • \$5,000.00 as Administration Costs to the Administrator;
- 20 • \$10,000.00 as a General Release Payment to Plaintiff;
- 21 • \$70,037.13 as PAGA Penalties to the Labor and Workforce Development Agency; and
- 22 • \$23,345.71 as PAGA Penalties to Aggrieved Employees based on the number of relevant
23 pay periods worked by each Aggrieved Employee.

24 5. The Court grants approval of the settlement in accordance with the terms of the
25 Agreement and this Order.

26 6. The Court hereby enters Final Judgment. Without affecting the finality of the Order and
27 Final Judgment filed herewith, the Court reserves continuing jurisdiction over the Action, Plaintiff, and
28 Defendant for the purposes of (i) the interpretation and enforcement of the terms of the settlement, (ii)

1 settlement administration matters, and (iii) post-Judgment matters as may be appropriate under Court
2 rules or as set forth in the Agreement.

3 7. Except as otherwise provided in the Agreement, the Parties are to bear their own costs
4 and attorneys' fees.

5 **IT IS SO ORDERED, ADJUDGED, AND DECREED.**

6 DATED: _____, 2024

JUDGE OF THE SUPERIOR COURT