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**SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN DIEGO**

JUAN CARLOS TRISTAN VARGAS, an
individual,

Plaintiff,

v.

DUK MOO HAN, individually and doing
business as NOZOMI II SUSHI & BBQ; SON
A HAN, individually and doing business as
NOZOMI II SUSHI & BBQ; and DOES 1
through 50, inclusive,

Defendants.

CASE NO.: 37-2022-00004713-CU-OE-CTL

**[PROPOSED] ORDER ON JOINT EX
PARTE NOTICE AND APPLICATION
FOR APPROVAL OF SETTLEMENT
OF PLAINTIFF’S PRIVATE
ATTORNEYS GENERAL ACT
(“PAGA”) CLAIM**

I/C: Hon. Katherine Bacal
Dept.: C-69

Date: July 21, 2022
Time: 8:45 a.m.

Date of First Paper: February 4, 2022
Trial date: None yet set

[IMAGED FILE]

The Joint Ex Parte Application for Approval of Settlement of Private Attorneys General Act (“PAGA”) Claim (hereinafter “Application”) came on for hearing in Department C-69 of this Court on July 21, 2022. Attorney Rodolfo Ruiz-Velasco appeared on behalf of Plaintiff Juan Carlos Tristan Vargas (“Plaintiff”), and Attorney Haewon Kim, Esq. appeared on behalf of

1 Defendants Son A Han and Duk Moo Han dba Nozomi Sushi & BBQ II (“Defendants”). Having
2 read the Application, the memorandum of points and authorities, and the declaration(s), and
3 having heard argument of counsel,
4

5 IT IS ORDERED that the Application is granted. PAGA civil penalties of four thousand
6 dollars (\$4,000.00) are imposed on Defendants, with 75% of the \$4,000 or \$3,000.00 to go to the
7 California Labor Workforce Development Agency (“LWDA”) and 25% or \$1,000.00 to go to the
8 aggrieved employees of Defendants, who are all nonexempt employees employed by Defendants
9 from November 1, 2020 to July 21, 2022. Defendants shall finish paying the \$4,000 in civil
10 penalties on or before March 15, 2024. Defendants’ counsel shall distribute the PAGA civil
11 penalties to the aggrieved employees pro rata depending on the number of pay periods they
12 worked during the PAGA Period and Plaintiff’s counsel shall distribute the PAGA civil penalties
13 to the LWDA.
14

15 The following alternative or additional relief is granted: _____
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21 **IT IS SO ORDERED.**
22

23 **DATE:** _____
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25 **Honorable KATHERINE BACAL**
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