

FILED

BY SUPERIOR COURT OF CALIFORNIA,
COUNTY OF NEVADA

12/22/23

LAILA A. WAHEED, CLERK OF THE COURT
LUCAS MEADOWS, DEPUTY

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF NEVADA

RENEE BULLOCK, MARYAM
KHOSHCHIN, individually and on behalf of
all aggrieved employees,

Plaintiffs,

v.

ATRIA MANAGEMENT COMPANY, LLC,
and DOES 1 to 100,

Defendants.

Case No. CU22-086285

**~~PROPOSED~~ ORDER APPROVING
SETTLEMENT OF CLAIMS BROUGHT
PURSUANT TO THE PRIVATE
ATTORNEYS GENERALS ACT OF 2004
AND AWARDING ATTORNEYS' FEES,
COSTS, SERVICE AWARDS, AND
REIMBURSEMENT OF SETTLEMENT
ADMINISTRATION EXPENSES AND
JUDGMENT**

Date: December 22, 2023
Time: 10:00 a.m.
Dept. 6

1 Plaintiffs’ unopposed Motion to Approve PAGA Settlement is granted as prayed.

2
3 Although a representative action under PAGA is not a class action, the trial court must determine
4 independently whether a PAGA settlement is fair and reasonable. “Because many of the factors used to
5 evaluate class action settlements bear on a settlement's fairness—including the strength of the plaintiff's
6 case, the risk, the stage of the proceeding, the complexity and likely duration of further litigation, and
7 the settlement amount—these factors can be useful in evaluating the fairness of a PAGA settlement.”
8 *Moniz v. Adecco USA* (2021) 72 Cal.App.5th 56, 77.

9
10 Here, the court finds that the settlement is fair and reasonable.

11
12 The terms of the settlement provide a proportional distribution to each aggrieved employee based
13 on the number of at-issue pay periods worked plus an additional \$5.00 each. This distribution is fair to
14 each aggrieved employee.

15
16 Additionally, the distribution of 1/3 of the gross settlement to the attorneys is consistent with
17 awards usually approved in class actions based on the establishment of a common fund. *Chavez v.*
18 *Netflix Inc.* (2008) 162 Cal.App.4th 43, 66.

19
20 The litigation costs appear to have been directly incurred in the prosecution of the case.

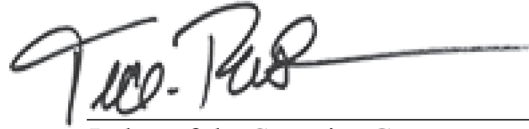
21
22 The service awards to the two named Plaintiffs is consistent with awards approved in other
23 common fund cases.

24
25 Lastly, the distribution to the settlement administrator is fair and reasonable given the need to
26 calculate the award to each aggrieved employee and the payment of penalties to the LWDA.

1 Therefore, the court finds that the settlement is fair and reasonable and the motion to approve the
2 settlement is granted as prayed.

3
4 **IT IS SO ORDERED.**

5
6 Dated: 12/28/2023



Judge of the Superior Court