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Attorneys for Plaintiff CHRISTIAN TWOMEY, on
behalf of all other similarly situated aggrieved
employees

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES, SPRING STREET COURTHOUSE

CHRISTIAN TWOMEY, an Individual, on
behalf of himself and all others similarly
situated

Plaintiffs,

v.

LOS ANGELES CONSERVATION CORPS,
INC., a California Domestic Non-profit
Corporation; and DOES 1 through 100,
Inclusive

Defendants.

CASE NO.: 21STCV45110

[Assigned for all purposes to the Honorable Elihu
M. Berle - SSC Dept. 6]

**~~AMENDED [PROPOSED]~~ ORDER AND
JUDGMENT FOR APPROVAL OF
SETTLEMENT UNDER PRIVATE
ATTORNEYS GENERAL ACT ("PAGA")**

Hearing Date: April 4, 2024
Time: 10:00 a.m.
Dept. SSC 6

Action Filed: December 10, 2021

~~AMENDED [PROPOSED]~~ ORDER AND JUDGMENT

Plaintiff CHRISTIAN TWOMEY's ("Plaintiff") Motion for Approval of Settlement
Pursuant to the Private Attorneys General Act of 2004 ("PAGA") and for Attorneys' Fees and
Costs ("PAGA Settlement Approval Motion") was heard on April 4, 2024 at 10:00 a.m. in
Department 6 of the above-entitled Court, the Hon. Elihu M. Berle presiding. After consideration
of the pleadings filed in connection with the PAGA Settlement Approval Motion, oral arguments,
the complete file and record of this case, and other evidence that was presented at or before the

1 hearing on the PAGA Settlement Approval Motion, the Court hereby ORDERS, ADJUDGES
2 AND DECREES as follows:

3 1. The Motion is Granted as follows;

4 2. The Court has jurisdiction over the subject matter of the action and overall Parties
5 thereto, including the aggrieved employees;

6 3. The Court finds that the settlement memorialized in the Amended Joint Stipulation
7 of PAGA Settlement; Release of Claims (Settlement and Release) appears to be fair, entered into in
8 good faith, adequate, and falls within the range of reasonableness, and therefore meets the
9 requirement for approval and is approved;

10 4. Pursuant to the Settlement, Defendant shall pay the Gross Settlement Amount of
11 \$220,000 in consideration for the Settlement of this Action and related releases and other provision
12 of the Settlement Agreement. The Gross settlement Amount will cover payments for and is inclusive
13 of Attorney's Fees and Costs, all Individual PAGA payments, the LWDA PAGA payment,
14 Settlement Administration Costs, and Enhancement Award to Plaintiff. These amounts will be
15 disbursed as provided in the Settlement Agreement and as stated infra in this Order and Judgment.

16 5. The definition of the PAGA Period as January 21, 2021 to the date when there are
17 25,309 pay periods covered by the Settlement, or the date of entry of an order approving the
18 Settlement by the Court, whichever comes first and the definition of Aggrieved Employees as all
19 hourly, non-exempt employees employed by LACC in California during the PAGA Period;

20 6. The notice to aggrieved employees ("Notice of Settlement") as provided as Exhibit
21 "B" to Exhibit "1" of Bruce Kokozian's Supplemental Declaration in support of Plaintiff's Motion
22 for Approval of Settlement Pursuant to the Private Attorneys General Act of 2004 and For
23 Attorney's Fees and Costs constitutes the best practicable notice under the circumstances and
24 satisfies the requirements of due process;

25 7. All notices to the California Labor and Workforce Development Agency ("LWDA")
26 required by law have been submitted;

27 8. Upon entry of this Order, compensation to the aggrieved employees shall be affected
28 pursuant to the terms of the Settlement Agreement;

1 9. In addition to any recovery that Plaintiff may receive as an aggrieved employee under
2 the Settlement, and in recognition of Plaintiff's effort on behalf of the settlement, the Court hereby
3 approves the payment of a representative enhancement award to Plaintiff Christian Twomey in the
4 amount of \$5,000 for his services as the representative;

5 10. The Court finds that Plaintiff's Counsel's, Kokozyan Law Firm, APC required
6 litigation expenses in the amount of \$11,214.87 are reasonable and are hereby approved by the
7 Court;

8 11. The Court finds that the requested attorney's fees of \$73,333.33 are reasonable.

9 12. The Court approves the payment of attorney's fees to Kokozyan Law Firm, APC in
10 the amount of \$73,333.33 These sums shall be paid to Kokozyan Law Firm, APC in accordance with
11 the terms of the settlement agreement;

12 13. The Court appoints ILYM Group, Inc. as the Settlement Administrator. The payment
13 of settlement administration cost of up to \$11,250 is approved and shall be paid to the administrator;

14 14. The Court approves and orders payment in the amount of \$89,401.35 to the LWDA,
15 which represents seventy five percent (75%) of the Net Settlement Amount (LWDA PAGA
16 Payment) and \$29,800.45, to the Aggrieved Employees, which represents twenty five percent (25%)
17 of the Net Settlement Amount;

18 15. The methodology used to calculate and pay each aggrieved employees' individual
19 payment is fair and reasonable;

20 16. Upon the effective date and Defendant fully funding the Settlement, Plaintiff and the
21 Aggrieved Employees shall have by operation of this Order and Judgment, fully, finally and forever
22 released, relinquished and discharged Released Parties from Released Claims by Aggrieved
23 Employees for the PAGA Period as defined in the settlement agreement;

24 17. This Court shall retain jurisdiction with respect to all matters related to the
25 administration, consummation of the settlement and to enforce the terms of the Judgment and any
26 disputes arising under the settlement agreement or administration thereof;

27 18. An Order to Show Cause regarding compliance with the terms of the settlement is
28 set for 8-8-24 at 8:30 a.m.. The Settlement Administrator shall file a

1 report regarding the distribution of the funds no later than
2 8-1-24 including the aggrieved employees; and

3
4
5 19. The Parties are ordered to carry out the Settlement according to the terms of the
6 Settlement Agreement.

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

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9 DATED: 04/12/2024



Elihu M. Berle
The Honorable Elihu M. Berle
Judge of the Superior Court
Elihu M. Berle / Judge

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