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and on behalf of all others similarly situated

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

DULCE ZUAZO, individually and on
behalf of all others similarly situated,

Plaintiff,

vs.

TEDDYS INVESTMENTS INC; TEDDYS
ATTITUDE OF GRATITUDE
INVESTMENTS; TEDDYS RED TACOS
LAX INC; THE ORIGINAL TEDDY'S
RED TACOS VENICE LLC; and DOES 1
through 20, inclusive,

Defendants.

Case No. 22STCV00296

*Assigned for All Purposes to:
Hon. David S. Cunningham III
Dept. SS11*

**PLAINTIFF DULCE ZUAZO
SUPPLEMENTAL SUBMISSION IN
SUPPORT OF MOTION FOR
PRELIMINARY APPROVAL OF CLASS
ACTION SETTLEMENT**

Date: December 1, 2023
Time: 9:00 a.m.
Dept.: 11

Plaintiff provides this supplemental submission in response to the Court's August 22, 2023 Tentative Ruling on Plaintiffs' Motion for Preliminary Approval of Class Action Settlement. On August 22, 2023, the Court continued the hearing to December 1, 2023 at 9:00 a.m., with instructions to address the concerns outlined in the Tentative Ruling.

Concurrently with this submission, Plaintiffs submit the Supplemental Declaration of Steven A. McNicholl in Support of Motion for Preliminary Approval, Declaration of Plaintiff

Dulce Zuazo in Support of Motion for Preliminary Approval, and Declaration of Theodoro Vazquez-Solis with the following exhibits:

- Exhibit 1: Redlined Class Notice
- Exhibit 2: Final Revised Class Notice
- Exhibit 3: Redlined Joint Stipulation Settlement Agreement
- Exhibit 4: Executed Joint Stipulation Settlement Agreement
- Exhibit 5: Confirmation of submission of this Supplemental Briefing and Joint Stipulation Settlement Agreement to the LWDA

The chart below lists each of the Court’s concerns from the Checklist for Preliminary Approval of Class Action Settlement and the revisions/submissions made to address each concern.

Tentative Ruling	Revisions/Submissions
Issue #1 –Provide more information about why a payment plan is needed.	Defense counsel submits the Declaration of Theodoro Vazquez-Solis In Support of Motion for Preliminary Approval (“Vazquez-Solis Decl.”) to address this issue. <i>See Generally</i> Vazquez-Solis Decl.
Issue #2 – Provide a competent declaration from Plaintiff by which the Court can ascertain his adequacy as a class representative.	Plaintiff’s counsel provides the Declaration of Plaintiff Dulce Zuazo in Support of Motion for Preliminary Approval. <i>See</i> McNicholl Decl. ¶ 8.
Issue #3 – The Release is overbroad where it includes claims that “arise from, or relate to”, revise accordingly.	The Parties executed a revised Joint Stipulation Settlement Agreement (“the Settlement”). The requested revision is shown in Section 5.01 of the Settlement. <i>See</i> McNicholl Decl. ¶ 10, Ex. 3.

Issue #4 – The Class and PAGA Releases disclosed to Class Members in the notice should be verbatim to the releases in the Settlement Agreement.	The revised proposed Class Notice includes Class and PAGA Releases that are verbatim to the releases in the Settlement Agreement. <i>See</i> McNicholl Decl. ¶ 12, Ex. 1.
Issue #5 – Does the extension for re-emailed notices apply to disputes, too.	Yes, the Parties executed a revised Joint Stipulation Settlement Agreement that specifically states the extension applies to disputes. The requested revision is shown in Section 3.04(a) of the Settlement. <i>See</i> McNicholl Decl. ¶ 14.
Issue #6 – See Settlement Agreement at ¶ 3.04, pp. 9-10. Clause ¶ 3.04.a appears to be listed twice, correct accordingly.	The Parties executed a revised Joint Stipulation Settlement Agreement that corrects the duplicate ¶ 3.04(a). The requested revision is shown in Section 3.04(a)-(e) of the Settlement. <i>See</i> McNicholl Decl. ¶ 16.
Issue #7 – Provide proof of submission of the proposed settlement agreement to the LWDA..	Plaintiff’s counsel submitted the revised settlement agreement to the LWDA. <i>See</i> McNicholl Decl. ¶ 18, Ex. 5.
Issue #8 – If notice will be given in English only, explain why this is sufficient.	The notice will be given in both English and Spanish. <i>See</i> McNicholl Decl. ¶ 20.

Dated: November 1, 2023

AEGIS LAW FIRM, PC

By: Steven McNicholl

Steven A. McNicholl
Attorneys for Plaintiff

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