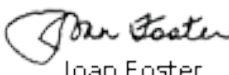


ATTORNEY OR PARTY WITHOUT ATTORNEY: STATE BAR NO: 04/12/24 NAME: Fawn F. Bekam (SBN 307312) FIRM NAME: AEGIS LAW FIRM, PC STREET ADDRESS: 9811 Irvine Center Drive, Suite 100 CITY: Irvine STATE: CA ZIP CODE: 92618 TELEPHONE NO.: 949-379-6250 FAX NO.: 949-379-6251 E-MAIL ADDRESS: fbekam@aegislawfirm.com ATTORNEY FOR (Name): Plaintiff Michael Vallejo	FOR COURT USE ONLY Electronically FILED by Superior Court of California County of Ventura 04/12/2024 Brenda L. McCormick Executive Officer and Clerk  Joan Foster Deputy Clerk
SUPERIOR COURT OF CALIFORNIA, COUNTY OF Ventura STREET ADDRESS: 800 South Victoria Avenue MAILING ADDRESS: 800 South Victoria Avenue CITY AND ZIP CODE: Ventura, CA 93009 BRANCH NAME: Hall of Justice	
Plaintiff/Petitioner: Michael Vallejo Defendant/Respondent: Northstar Senior Living, Inc.; Vista at Simi Valley	
REQUEST FOR DISMISSAL	
CASE NUMBER: 56-2022-00565981-CU-OE-VTA	
A conformed copy will not be returned by the clerk unless a method of return is provided with the document.	
This form may not be used for dismissal of a derivative action or a class action or of any party or cause of action in a class action. (Cal. Rules of Court, rules 3.760 and 3.770.)	

1. TO THE CLERK: Please **dismiss** this action as follows:
- a. (1) ☐ With prejudice (2) ☐ Without prejudice
- b. (1) ☒ Complaint (2) ☐ Petition
- (3) ☐ Cross-complaint filed by (name): on (date):
- (4) ☐ Cross-complaint filed by (name): on (date):
- (5) ☐ Entire action of all parties and all causes of action
- (6) ☒ Other (specify):* Indiv. PAGA claims w/ prejudice, representative PAGA claims without prejudice
2. (Complete in all cases except family law cases.)
- The court ☐ did ☒ did not waive court fees and costs for a party in this case. (This information may be obtained from the clerk. If court fees and costs were waived, the declaration on the back of this form must be completed).

Date: April 12, 2024
Fawn F. Bekam

(TYPE OR PRINT NAME OF ☒ ATTORNEY ☐ PARTY WITHOUT ATTORNEY)

*If dismissal requested is of specified parties only of specified causes of action only, or of specified cross-complaints only, so state and identify the parties, causes of action, or cross-complaints to be dismissed.



(SIGNATURE)

Attorney or party without attorney for:

- ☐ Plaintiff/Petitioner ☐ Defendant/Respondent
- ☐ Cross Complainant

3. TO THE CLERK: Consent to the above dismissal is hereby given.**

Date:

(TYPE OR PRINT NAME OF ☐ ATTORNEY ☐ PARTY WITHOUT ATTORNEY)

** If a cross-complaint – or Response (Family Law) seeking affirmative relief – is on file, the attorney for cross-complainant (respondent) must sign this consent if required by Code of Civil Procedure section 581 (i) or (j).



(SIGNATURE)

Attorney or party without attorney for:

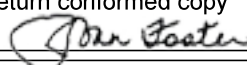
- ☐ Plaintiff/Petitioner ☐ Defendant/Respondent
- ☐ Cross Complainant

(To be completed by clerk)

4. ☒ Dismissal entered as requested on (date): **04/12/2024**
5. ☐ Dismissal entered on (date): as to only (name):
6. ☐ Dismissal **not entered** as requested for the following reasons (specify):

7. a. ☐ Attorney or party without attorney notified on (date):
- b. ☐ Attorney or party without attorney not notified. Filing party failed to provide ☐ a copy to be conformed ☐ means to return conformed copy

Date: **04/12/2024**

Clerk, by  **Joan Foster**, Deputy

Brenda L. McCormick

Plaintiff/Petitioner: Michael Vallejo
 Defendant/Respondent: Northstar Senior Living, Inc.; Vista at Simi Valley

CASE NUMBER:
 56-2022-00565981-CU-OE-VTA

COURT'S RECOVERY OF WAIVED COURT FEES AND COSTS

If a party whose court fees and costs were initially waived has recovered or will recover \$10,000 or more in value by way of settlement, compromise, arbitration award, mediation settlement, or other means, the court has a statutory lien on that recovery. The court may refuse to dismiss the case until the lien is satisfied. (Gov. Code, § 68637.)

Declaration Concerning Waived Court Fees

1. The court waived court fees and costs in this action for *(name)*:
2. The person named in item 1 is *(check one below)*:
 - a. ☐ not recovering anything of value by this action.
 - b. ☐ recovering less than \$10,000 in value by this action.
 - c. ☐ recovering \$10,000 or more in value by this action. *(If item 2c is checked, item 3 must be completed.)*
3. ☐ All court fees and court costs that were waived in this action have been paid to the court *(check one)*: Yes No

I declare under penalty of perjury under the laws of the State of California that the information above is true and correct.

Date: _____

(TYPE OR PRINT NAME OF ☐ ATTORNEY ☐ PARTY MAKING DECLARATION)



 (SIGNATURE)

CERTIFICATE OF SERVICE

I, the undersigned, am employed in the County of Orange, State of California. I am over the age of 18 and not a party to the within action; am employed with Aegis Law Firm PC and my business address is 9811 Irvine Center Drive, Suite 100, Irvine, California 92618.

On April 12, 2024, I served the foregoing document entitled:

• REQUEST FOR DISMISSAL

on all the appearing and/or interested parties in this action by delivering ☐ *the original* ☒ *a true copy* thereof on the party(ies) addressed below as follows:

Corinne D. Spencer (SBN 285290) Antwain D. Wall (SBN 289413) PEARLMAN, BROWN & WAX, L.L.P. 15910 Ventura Boulevard, 18th Floor Encino, CA 91436 cds@4pbw.com adw@4pbw.com <i>Attorneys for Defendant Vista at Simi Valley</i>	Daniel S. Zaharoni Zaharoni, P.C. 10250 Constellation Blvd., Suite 2300A Los Angeles, CA 90067 danz@zaharoni.com <i>Attorneys for Defendant Vista at Simi Valley</i>
JEFFREY R. THURRELL ANDREW C. CRANE HARRISON M. ZATOR FISHER & PHILLIPS LLP 2050 Main Street, Suite 1000 Irvine, California 92614 Telephone: (949) 851-2424 Facsimile: (949) 851-0152 jthurrell@fisherphillips.com acrane@fisherphillips.com hzator@fisherphillips.com <i>Attorneys for Cross-Defendant NORTHSTAR SENIOR LIVING, INC.</i>	

☐ **(BY MAIL)** I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid at Irvine, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postage cancellation date or postage meter date is more than one day after date of deposit for mailing this affidavit. (*Cal Code Civ. Proc.* § 1013(a); *Fed. R. Civ. Proc.* 5(a); *Fed. R. Civ. Proc.* 5(c).)

☐ **(BY OVERNIGHT MAIL)** I am personally and readily familiar with the business practice of Aegis Law Firm PC for collection and processing correspondence for overnight delivery, and I caused such document(s) described herein to be deposited for delivery to a facility regularly maintained Federal Express for overnight delivery. (*Cal Code Civ. Proc.* § 1013(c); *Fed. R. Civ. Proc.* 5(c).)

☒ **(BY ELECTRONIC TRANSMISSION)** I caused said document(s) to be served via electronic transmission via the above listed email addresses on the date below. (*Cal. Code Civ. Proc.* § 1010.6(6); *Fed. R. Civ. Proc.* 5(b)(2)(E); *Fed. R. Civ. Proc.* 5(b)(3).)

☐ **(BY PERSONAL SERVICE)** I delivered the foregoing document by hand delivery to the addressed named above. (*Cal Code Civ. Proc.* § 1011; *Fed. R. Civ. Proc.* 5(b)(2)(A).)

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on April 12, 2024, at Irvine, California.



Jacquelyn Enciso