

1 SUPERIOR COURT OF THE STATE OF CALIFORNIA

2 COUNTY OF ORANGE, CIVIL COMPLEX CENTER

3 JEISSY AVILA FERREIRA, an individual,

4 Plaintiff,

5 v.

6 GARDEN GROVE COMMUNITY CARE)
7 FACILITY, INC., a California corporation;)
8 ABN RESIDENT CARE, INC., a California)
9 corporation; CLAUDIA OLTEANU, an)
individual; CHRISTINE ALFARO, an)
individual; ILLARION ALFARO, an)
individual; and DOES 1 through 20, inclusive,

10 Defendants.
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) Case No.: 30-2022-01270808-CU-WT-CXC

) Assigned for all purposes to:

) Hon. William D. Claster

) Dept. CX104

) ~~PROPOSED~~ ORDER FOR MOTION
TO APPROVE PAGA SETTLEMENT

) Complaint filed: July 19, 2022

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF ORANGE

APR 11 2023

DAVID H. YAMASAKI, Clerk of the Court

BY: CEH DEPUTY

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8 COMMUNITY CARE FACILITY INC.; ABN
9 RESIDENT CARE, INC.; ANAHEIM
10 COMMUNITY CARE FACILITY, INC.; CJJ
11 RESIDENTIAL CARE FACILITY, INC.;
12 FULLERTON COMMUNITY CARE FACILITY,
13 INC.; SANTA ANA COMMUNITY CARE
14 FACILITY, INC.; V&V COMMUNITY CARE
15 FACILITY, INC.; JA & SONS COMMUNITY
16 CARE; CLAUDIA OLTEANU; CHRISTINE
17 ALFARO; and ILLARION ALFARO

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27 Attorneys for Plaintiff
28 JEISSY AVILA FERREIRA

1 ~~PROPOSED~~ ORDER

2 Pursuant to the Parties' Joint Motion For PAGA Settlement Approval and Release of Claims
3 for Penalties under California Labor Code §§ 2698, *et seq.*, and good cause appearing therefore, **IT**
4 **IS HEREBY ORDERED** that:

5 1. The agreements set forth in the Motion entered into between Plaintiff and
6 Defendants, including Plaintiff's dismissal of her claim for civil penalties under PAGA pursuant to
7 California Labor Code § 2698 *et seq.*, is approved;

8 2. The agreed-upon distribution of the PAGA Settlement Amount, the payment to the
9 Labor and Workforce Development Agency, and the payment to the aggrieved employee (only
10 Plaintiff), as provided for in the Motion is approved;

11 3. The agreed-upon administrator, Guerra & Casillas LLP, and the methods of
12 administering and distributing the payments to the one (1) aggrieved employee, set forth in the
13 Motion are approved;

14 4. No other aggrieved employees PAGA claims are affected;

15 5. Plaintiff will issue a check to the LWDA in the amount of \$3,750.00, which the
16 Parties agree constitutes 75% of the \$5,000.00 settlement value of the PAGA penalties, and Plaintiff,
17 the only aggrieved employee, will receive a check in the amount of \$1,250.00; and

18 6. Pursuant to California Code of Civil Procedure Section 664.6 and California
19 Evidence Code 1123 §, the Court shall retain continuing jurisdiction to enforce the terms and
20 conditions of the Settlement Agreement.

21
22 Dated: 4/11, 2023

By: William D. Claster
JUDGE OF THE SUPERIOR COURT
William D. Claster

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PROOF OF SERVICE

STATE OF CALIFORNIA)
) ss:
COUNTY OF ORANGE)

I am employed in the County of Orange, State of California, at the law firm of WATTS LAW APC (9900 Research Drive, Irvine, California 92618). I am over the age of 18 and not a party to the within action.

On April 7, 2023, I served, in the manner indicated below, the foregoing document described as **[PROPOSED] ORDER FOR MOTION TO APPROVE PAGA SETTLEMENT** on the interested parties to this action as follows:

VIA E-Service Only
Counsel for Plaintiff JEISSY AVILA FERREIRA
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☒ (BY ELECTRONIC SERVICE VIA ONELEGAL EFILING SERVICE) - I caused the above-entitled document(s) to be served through the OneLegal E-Filing Service at www.onelegal.com addressed to all parties appearing on the electronic service list for the above-entitled case. A copy of the One Legal Service Receipt Page/Confirmation will be maintained with the original document(s) in this office.

I declare under penalty of perjury under the laws of the State of California that all the foregoing is true and correct. Executed on April 7, 2023, at Irvine, California.

/s/
Kirsten Kim, Declarant