

LAW OFFICES OF MARK YABLONOVICH

Mark Yablonovich (SBN 186670)

Mark@Yablonovichlaw.com

Monica Balderrama (SBN 196424)

Monica@Yablonovichlaw.com

Tony Roberts (SBN 315595)

Tony@Yablonovichlaw.com

9595 Wilshire Boulevard, Suite 900

Beverly Hills, California 90212

Telephone: (310) 286-0246 • Fax: (310) 407-5391

Attorneys for Plaintiff Candice Richard, a proxy for the State of California
as an aggrieved employee pursuant to the Private Attorneys General Act

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF ORANGE

CANDICE RICHARD, a proxy for the State
of California as an aggrieved employee
pursuant to the Private Attorneys General
Act ("PAGA"),

Plaintiff,

vs.

DIMENSION DEVELOPMENT
COMPANY, INC., G&B HOTEL
EMPLOYEE LEASING LLC, and DOES 1
through 10, inclusive,

Defendants.

Case No.: 30-2022-01261804-CU-OE-CXC

Assigned for all purposes to Hon. Randall J.
Sherman

ENFORCEMENT ACTION UNDER THE
PRIVATE ATTORNEYS GENERAL ACT,
CALIFORNIA LABOR CODE §§ 2698 ET
SEQ.

**NOTICE OF RULING ON PLAINTIFF'S
MOTION FOR APPROVAL OF PAGA
SETTLEMENT**

Date: April 26, 2024

Time: 10:00 a.m.

Dept.: CX105

Reservation Number: 74121183

Complaint Filed: May 23, 2022

Trial Date: None Yet Set

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that on April 26, 2024, the Court adopted its tentative ruling on Plaintiff's Motion for Approval of PAGA Settlement. A copy of the Court's Tentative Ruling is attached as Exhibit A.

The Court granted Plaintiff's Motion for Approval of PAGA Settlement except reduced the representative amount from \$10,000 to \$3,000, and the attorney costs to \$23,716.82.

The Court set a Final Compliance hearing for January 31, 2025, at 10:00 a.m. in Department CX105 of the Orange County Superior Court, located at 751 West Santa Ana Boulevard, Santa Ana, CA 92701, to confirm that distribution efforts are fully completed, including the distribution of uncashed aggrieved employee checks after 180 days, that the Administrator's work is complete, and that the court's file thus may be closed. The parties must report to the court the total amount that was actually paid to the aggrieved employees. All supporting papers must be filed at least 16 days before the Final Report Hearing date.

Plaintiff is ordered to give notice of the ruling to the LWDA and to defendants.

Dated: April 26, 2024

Respectfully submitted,

LAW OFFICES OF MARK YABLONOVICH

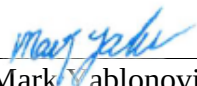
By: 
Mark Yablono
Monica Balderrama
Tony Roberts
Attorneys for Plaintiff Candice Richard, a proxy
for the State of California as an aggrieved
employee pursuant to the Private Attorneys
General Act

Exhibit A

Candice Richard v. Dimension Development Company, Inc., et al., Case No. 30-2022-01261804-CU-OE-CXC

Richard vs. Dimension Development Company, Inc. 2022-01261804	Plaintiff's Motion for Approval of PAGA Settlement is granted, except that the court approves plaintiff's attorney costs only in the amount of \$23,716.82, and awards an enhancement to plaintiff Candice Richard only in the amount of \$3,000. The court disallows the \$54.28 claimed for postage and mailing costs, because the court believes that such cost items are properly part of attorney overhead. The court allows only the \$23,716.82 amount itemized in the chart in ¶7 of the Supplemental Declaration of Mark Yablonovich. Moreover, an enhancement award of \$3,000 is sufficient and proper for an aggrieved employee group and settlement of this size, and considering that there was nothing extraordinary about plaintiff's contribution to the case and that plaintiff spent only about 30 hours on this case, which still results in an enhancement payment of about \$100 per hour. The court concludes that the \$650,000 PAGA settlement, as approved, is fair, adequate and reasonable, and approves the following specific awards: • \$216,666.66 to plaintiff's counsel for plaintiff's attorneys' fees, as requested; • \$23,716.82 to plaintiff's counsel for plaintiff's attorney costs, reduced from the \$23,771.65 requested; • \$3,000.00 to plaintiff Candice Richard as an enhancement award, reduced from the \$10,000.00 requested; • \$7,012.00 to the Administrator, Atticus Administration, LLC, as requested; • \$299,703.39, which is 75% of the remaining balance of \$399,604.52, to the LWDA as its share of PAGA penalties; and • \$99,901.13, which is 25% of the remaining balance of \$399,604.52, to the aggrieved employees as their share of PAGA penalties. The court sets a Final Report Hearing for January 31, 2025 at 10:00 a.m., to confirm that distribution efforts are fully completed, including the distribution of uncashed aggrieved employee checks after 180 days, that the Administrator's work is complete, and that the court's file thus may be closed. The parties must report to the court the total amount that was actually paid to the aggrieved employees. All supporting papers must be filed at least 16 days before the Final Report Hearing date. Plaintiff is ordered to give notice of the ruling to the LWDA and to defendants.
--	---

I am employed in the County of Los Angeles. I declare that I am over the age of eighteen (18) and not a party to this action. My business address is: 9595 Wilshire Boulevard, Suite 900, Beverly Hills, CA 90212.

NOTICE OF RULING ON PLAINTIFF’S MOTION FOR APPROVAL OF PAGA SETTLEMENT

Diana Estrada
Brian Foster
WILSON, ELSER, MOSKOWITZ,
EDELMAN & DICKER LLP
555 South Flower Street, Suite 2900
Los Angeles, CA 90071
Diana.Estrada@wilsonelser.com
Brian.Foster@wilsonelser.com
Michelle.Kang@wilsonelser.com

(X) BY E-MAIL: I hereby certify that this document was served from Los Angeles, California, by e-mail delivery on the parties listed above at their most recent known e-mail address or e-mail of record in this action.

Executed on April 26, 2024, at Los Angeles, California.

Aarika Davis

PROOF OF SERVICE
STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles. I declare that I am over the age of eighteen (18) and not a party to this action. My business address is: 9595 Wilshire Boulevard, Suite 900, Beverly Hills, CA 90212.

On April 26, 2024, I served the following document described below as:

NOTICE OF RULING ON PLAINTIFF'S MOTION FOR APPROVAL OF PAGA SETTLEMENT

on the interested parties in this action, addressed as follows:

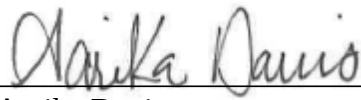
LABOR & WORKFORCE DEVELOPMENT AGENCY
<https://dir.govfa.net/312>

() MAIL: I deposited such envelope in the mail at Los Angeles, California. The envelope was mailed with postage thereon fully prepaid. I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under that practice, it would be deposited with U.S. postal service on that same day in the ordinary course of business.

(X) BY ELECTRONIC SERVICE: I caused such documents to be uploaded and served electronically on the date specified, on the parties listed herein at their most recent known web address of record in this action.

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

Executed on April 26, 2024, at Los Angeles, California.



Aarika Davis