

PLAINTIFF/PETITIONER: FIONA MARSH
 DEFENDANT/RESPONDENT: BURBERRY LIMITED

CASE NUMBER:
 22CV016122

**PROOF OF SERVICE BY FIRST-CLASS MAIL
 NOTICE OF ENTRY OF JUDGMENT OR ORDER**

(NOTE: You cannot serve the Notice of Entry of Judgment or Order if you are a party in the action. The person who served the notice must complete this proof of service.)

1. I am at least 18 years old and **not a party to this action**. I am a resident of or employed in the county where the mailing took place, and my residence or business address is (*specify*):
 515 S. Figueroa Street, Suite 1250, Los Angeles, CA 90071

2. I served a copy of the *Notice of Entry of Judgment or Order* by enclosing it in a sealed envelope with postage fully prepaid and (*check one*):
 - a. ☐ deposited the sealed envelope with the United States Postal Service.
 - b. ☒ placed the sealed envelope for collection and processing for mailing, following this business's usual practices, with which I am readily familiar. On the same day correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service.

3. The *Notice of Entry of Judgment or Order* was mailed:
 - a. on (*date*): 10/04/2023
 - b. from (*city and state*): Los Angeles, CA

4. The envelope was addressed and mailed as follows:

a. Name of person served: David J. Rashe / Morgan, Lewis & Bockius LLP Street address: 600 Anton Boulevard, Suite 1800 City: Costa Mesa State and zip code: CA 92626 b. Name of person served: Carrie A. Gonell / Morgan, Lewis & Bockius LLP Street address: 600 Anton Boulevard, Suite 1800 City: Costa Mesa State and zip code: CA 92626	c. Name of person served: Street address: City: State and zip code: d. Name of person served: Street address: City: State and zip code:
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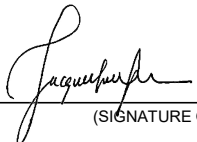
- ☐ Names and addresses of additional persons served are attached. (*You may use form POS-030(P).*)

5. Number of pages attached: 6 _____

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

Date: 10/4/2023

Jacqueline Park
 (TYPE OR PRINT NAME OF DECLARANT)


 (SIGNATURE OF DECLARANT)

FILED
Superior Court of California
County of Alameda

10/03/2023

Clerk of the Court, Executive Officer / Clerk of the Court

By: T. Smith Deputy

Larry W. Lee (State Bar No. 228175)
lwlee@diversitylaw.com
Shalom "Christine" Choo (State Bar No. 339947)
christine@diversitylaw.com
DIVERSITY LAW GROUP, P.C.
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Edward W. Choi, Esq. SBN 211334
**LAW OFFICES OF CHOI &
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Attorneys for Plaintiff and the Aggrieved Employees

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF ALAMEDA**

FIONA MARSH, as an individual and on
behalf of all others similarly situated,

Plaintiffs,

v.

BURBERRY LIMITED., a New York
corporation; and DOES 1 through 50,
inclusive,

Defendants.

Case No. 22CV016122

[Assigned for all purposes to the Hon. Tara
Desautels in Department 16]

**[AMENDED PROPOSED] ORDER
GRANTING PLAINTIFF'S MOTION TO
APPROVE THE PARTIES' SETTLEMENT
AGREEMENT PURSUANT TO THE LABOR
CODE PRIVATE ATTORNEYS GENERAL
ACT OF 2004 AND ENTERING JUDGMENT
THEREON**

**Date: September 27, 2023
Time: 2:30 pm
Dept.: 16**

Reservation ID: 588432662990

~~AMENDED PROPOSED~~ ORDER

Plaintiff Fiona Marsh Motion to Approve the Private Attorney General Act Settlement Agreement and Release (“Settlement” or “Settlement Agreement”) came on regularly for hearing on September 27, 2023. Appearances for the Plaintiff and Defendant Burberry Limited. (“Defendant”) (Plaintiff and Defendant collectively, the “Parties”) were noted on the record.

The Court has considered the Motion, the Settlement Agreement submitted herewith, all other papers filed in this action, and any oral argument thereon.

NOW THEREFORE, IT IS HEREBY ORDERED AND ADJUDGED AS FOLLOWS:

1. Pursuant to Labor Code § 2699(l)(2), the Court approves the Settlement Agreement executed by Plaintiff and Defendant and filed with this Court, which is incorporated herein by this reference as though set forth in full, including the settlement administration and release of claims. All defined terms contained herein shall have the same meanings as set forth in the Settlement Agreement.

2. The Court finds that the Labor & Workforce Development Agency (“LWDA”) has been given timely and proper notice of the Settlement Agreement pursuant to the Labor Code Private Attorney General Act (“PAGA”).

3. The Parties are hereby ordered to carry out the terms of the Settlement Agreement. Defendant is hereby ordered to fund the Maximum Settlement Amount of \$370,000.00 the day after the Effective Date.

4. Pursuant to the terms of the Settlement Agreement and Labor Code § 2699(i), the Maximum Settlement Amount of \$370,000.00 shall be distributed as follows:

- \$10,000.00 to Plaintiff Fiona Marsh for acting as a named plaintiff and in exchange for a general release and waiver of Civil Code § 1542;
- \$111,000.00 to Plaintiff’s Counsel as attorneys’ fees;

- \$4,176.12 to Plaintiff's Counsel as costs;
- \$3,250.00 to Phoenix Settlement Administrators as the Settlement Administrator, who is hereby ordered to administer the Settlement;
- The remainder, or the Net PAGA Settlement Amount, after the above deductions shall be distributed 75% (\$181,180.41) to the Labor & Workforce Development Agency and 25% (\$60,393.47) to the Aggrieved Employees based on the formula set forth in the Settlement Agreement.

5. JUDGMENT IS ENTERED thereon pursuant to the terms of the Settlement Agreement. Other than as expressly provided in the Settlement Agreement, both Parties shall bear their own costs and fees.

6. Pursuant to Code of Civil Procedure § 664.6, this Court shall have and retain continuing jurisdiction over this action to enforce the terms of the Parties' Settlement Agreement and sets a Compliance Hearing for October 30, 2024 at 9:00 a.m. in Department 16.

7. Pursuant to Labor Code § 2699(1)(3), Plaintiff shall submit a copy of this Order and Judgment to the LWDA within 10 days of entry of this Order and Judgment.

IT IS SO ORDERED AND ADJUDGED.

DATED: 10/03/2023



Honorable Tara Desautels
Judge of the Superior Court
Tara Desautels / Judge

PROOF OF SERVICE

I am employed in the County of Los Angeles; I am over the age of 18 years and not a party to the within action; my business address is 515 S. Figueroa St. Suite 1250, Los Angeles, California 90071.

On October 2, 2023, I served the foregoing document(s) described as: **[AMENDED PROPOSED] ORDER GRANTING PLAINTIFF'S MOTION TO APPROVE THE PARTIES' SETTLEMENT AGREEMENT PURSUANT TO THE LABOR CODE PRIVATE ATTORNEYS GENERAL ACT OF 2004 AND ENTERING JUDGMENT THERON**, on the interested parties in this action by placing a true copy thereof, in a sealed envelope(s) addressed as follows:

David J. Rashe
Carrie A. Gonell
Morgan, Lewis & Bockius LLP
600 Anton Boulevard, Suite 1800
Costa Mesa, California 92626
david.rashe@morganlewis.com
carrie.gonell@morganlewis.com

Larry W. Lee
Shalom "Christine" Choo
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Los Angeles, California 90071
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christine@diversitylaw.com
olympia@diversitylaw.com
erika@diversitylaw.com
calendar@diversitylaw.com

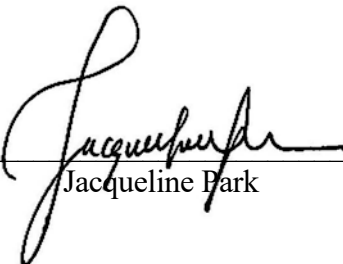
William L. Marder
Polaris Law Group LLP
501 San Benito Street, Suite 200
Hollister, CA 95023
bill@polarislawgroup.com

 X **BY ELECTRONIC SERVICE**

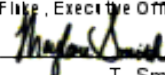
I caused a true and complete copy of the document(s) described above to be served on the offices and person(s) set forth above via electronic mail.

 X **(State)** I declare under penalty of perjury that the foregoing is true and correct.

Executed on October 2, 2023, at Los Angeles, California.



Jacqueline Park

SUPERIOR COURT OF CALIFORNIA COUNTY OF ALAMEDA		Reserved for Clerk's File Stamp
COURTHOUSE ADDRESS: Rene C. Davidson Courthouse 1225 Fallon Street, Oakland, CA 94612		FILED Superior Court of California County of Alameda 10/04/2023 Chad Finke, Executive Officer / Clerk of the Court By:  Deputy T. Smith
PLAINTIFF/PETITIONER: Fiona Marsh		
DEFENDANT/RESPONDENT: Burberry Limited		
CERTIFICATE OF ELECTRONIC SERVICE CODE OF CIVIL PROCEDURE 1010.6		CASE NUMBER: 22CV016122

I, the below named Executive Officer/Clerk of Court of the above-entitled court, do hereby certify that I am not a party to the cause herein, and that on this date I served one copy of the Order [AMENDED PROPOSED] ORDER GRANTING PLAINTIFFS MOTION TO APPROVE THE PARTIES SETTLEMENT AGREEMENT PURSUANT TO THE LABOR CODE PRIVATE ATTORNEYS GENERAL ACT OF 2004 AND ENTERING JUDGMENT THERON entered herein upon each party or counsel of record in the above entitled action, by electronically serving the document(s) from my place of business, in accordance with standard court practices.

Carrie Anne Gonell
Morgan Lewis & Bockius LLP
carrie.gonell@morganlewis.com

Edward Wonkyu Choi
Law Offices of Choi & Associates
edward.choi@choiandassociates.com

Larry W. Lee
Diversity Law Group
lwlee@diversitylaw.com

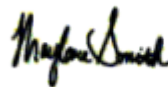
Shalom Choo
Diversity Law Group
christine@diversitylaw.com

William Lucas Marder
Polaris Law Group
bill@polarislawgroup.com

Dated: 10/04/2023

Chad Finke, Executive Officer / Clerk of the Court

By:



T. Smith, Deputy Clerk

PROOF OF SERVICE

I am employed in the County of Los Angeles; I am over the age of 18 years and not a party to the within action; my business address is 515 S. Figueroa St. Suite 1250, Los Angeles, California 90071.

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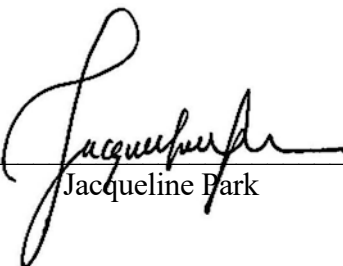
Via Online Upload
California Labor & Workforce Development Agency
Attn. PAGA Administrator
1515 Clay Street, Ste. 801
Oakland, CA 94612

 X **BY ELECTRONIC SERVICE**

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 X **(State)** I declare under penalty of perjury that the foregoing is true and correct.

Executed on October 4, 2023, at Los Angeles, California.



Jacqueline Park