

AMBER B. DERHAM, SBN 255853
 abd@gutierrezderham.com
 GUTIERREZ DERHAM LAW FIRM LLP
 6077 Coffee Rd., Ste 4
 Bakersfield, CA 93308
 Telephone: (323) 676-6676

Attorneys for Plaintiff, LAURA CIAVARELLA,
 individually and as a proxy for the State of California

SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF ORANGE

[UNLIMITED CIVIL----COMPLEX]

LAURA CIAVARELLA, an individual, and as
 a proxy for the State of California

Plaintiff,

vs.

S90 TECHNOLOGY, LLC, a limited liability
 company; SEAN CROWLEY, an individual;
 MATTHEW RIGGIO, an individual; and
 DOES 1 through 5, inclusive,

Defendants.

Case No.: 30-2022-01285790-CU-OE-CXC

*Assigned for All Purposes to the Hon. Judge
 Peter Wilson in Dept. CX-102*

**[PROPOSED] ORDER REQUESTING
 DISMISSAL**

Complaint Filed: October 11, 2022

Trial Date: None Set

Time:

Date:

Loc: Dept. CX102

The Court has read and considered the Declarations in Support of PAGA Dismissal without Prejudice of the California Labor Code Private Attorneys General Act of 2004 ("PAGA") cause of action for Orange County Case No. 30-2022-01285790-CU-OE-CXC (ROA ____ and ____) and the accompanying exhibits,

IT IS HEREBY ORDERED THAT:

1. Plaintiff LAURA CIAVARELLA's First Cause of Action under the Private Attorney's General Act against Defendant S90 TECHNOLOGY, LLC ("Defendant") is hereby dismissed without prejudice;
2. Plaintiff LAURA CIAVARELLA's individual causes of action (Cause of Action #2 through #5) against Defendants S90 TECHNOLOGY, LLC, SEAN CROWLEY and MATTHEW

RIGGIO (“Defendants”) are hereby dismissed with prejudice.

Dated: _____

Hon. Judge Peter Wilson Judge of the
Superior Court of the State of California

GUTIERREZ DERHAM LAW FIRM LLP

PROOF OF SERVICE - 30-2022-01285790-CU-OE-CXC

I, the undersigned, am over the age of eighteen years and not a party to this action.

On the date set forth below, I served the foregoing document(s) described as:

[PROPOSED] ORDER REQUESTING DISMISSAL

I served the foregoing document(s) on the interested parties in this action, as follows:

Paul Deese

pdeese@lscarlsonlaw.com

Shane Micheil

smicheil@lscarlsonlaw.com

Service

service@lscarlsonlaw.com

LS Carlson Law, PC

85 Enterprise, Suite 310

Aliso Viejo, CA 92656

Attorneys for Defendants, S90 TECHNOLOGY, LLC, SEAN CROWLEY, AND MATTHEW RIGGIO

____ BY MAIL: I served the documents from within California by enclosing them in an envelope and depositing the sealed envelope at a post office, mailbox, subpost office, substation, or mail chute, or other like facility regularly maintained by the United States Postal Service, with postage fully prepaid.

____ BY OVERNIGHT DELIVERY: I enclosed the documents in an envelope or package provided by an overnight delivery carrier and addressed to the persons at the addresses indicated above. I placed the envelope or package for collection and overnight delivery at an office or a regularly utilized drop box of the overnight delivery carrier.

X BY ELECTRONIC SERVICE: Pursuant to Code of Civil Procedure section 1010.6, or a court order, or an agreement of the parties to accept electronic service, I caused the documents to be sent to the persons at the electronic service addressed indicated above. The documents to be sent to the persons at the electronic service addressed indicated above.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on October 2, 2023.

Emily Page