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Clerk of the Superior Court
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*Attorneys for Plaintiffs Daisy Macias and
Karla Ochoa*

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN DIEGO**

DAISY MACIAS and KARLA OCHOA, on
behalf of others similarly situated and the
State of California under the Private
Attorneys General Act,

Plaintiffs,

vs.

PLANNED PARENTHOOD OF THE
PACIFIC SOUTHWEST and DOES 1
through 50, inclusive,

Defendants.

Case No. 25CU025541C

*Hon. Michael T. Smyth
Dept. 67*

**NOTICE OF ENTRY OF ORDER
GRANTING APPROVAL OF PAGA
ACTION SETTLEMENT AND
ATTORNEYS' FEES AND COSTS AND
ENTERING JUDGMENT**

Action Filed: May 19, 2025

1 TO THE COURT, ALL PARTIES AND THEIR ATTORNEYS OF RECORD, PLEASE
2 TAKE NOTICE THAT:

3 1. On April 3, 2026, at 9:00 a.m. in this Department, the Court entered the Order Granting
4 Approval of PAGA Action Settlement and Attorneys' Fees and Costs and Entering Judgment attached
5 hereto as Exhibit 1.

6 2. The Judge confirmed the Court's Tentative Ruling attached hereto as Exhibit 2.

7 3. A conformed copy of this Notice will be submitted to the LWDA via its online electronic
8 portal in accordance with Labor Code § 2699(s)(3).

9 4. Notice of the Court's final ruling and entry of judgment is hereby provided.

10
11 Respectfully submitted,

12
13 Dated: May 6, 2026

Ferraro Vega Employment Lawyers, Inc.

14
15 

Nicholas J. Ferraro

Lauren N. Vega

Andrew T. Katseanes

Attorneys for Plaintiffs Daisy Macias and

Karla Ochoa

EXHIBIT 1

FILED
San Diego Superior Court

MAY - 6 2026

Clerk of the Superior Court
By: H. Chavarin, Deputy

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN DIEGO**

DAISY MACIAS and KARLA OCHOA, on
behalf of others similarly situated and the
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Case No. 25CU025541C

Hon. Michael T. Smyth
Dept. 67

**~~[PROPOSED]~~ ORDER GRANTING
APPROVAL OF PAGA ACTION
SETTLEMENT AND ATTORNEYS' FEES
AND COSTS AND ENTERING JUDGMENT**

Motion for PAGA Approval Hearing:

Date: April 3, 2026

Time: 9:00 a.m.

[Filed concurrently with Plaintiffs' Notice of
Unopposed Motion and Motion for Approval of
PAGA Action Settlement, Plaintiffs'
Memorandum of Points and Authorities,
Declaration of Nicholas J. Ferraro, Declaration
of Plaintiff Daisy Macias, and Declaration of
Plaintiff Karla Ochoa]

Action Filed: May 19, 2025

**~~[PROPOSED]~~ ORDER GRANTING APPROVAL OF PAGA ACTION SETTLEMENT AND ATTORNEYS' FEES
AND COSTS AND ENTERING JUDGMENT**

1 This matter came on for hearing on April 3, 2026, at 9:00 a.m. in Department 67 of the above-
2 captioned Court, the Honorable Michael T. Smyth presiding, on Plaintiffs' Motion for Approval of
3 PAGA Action Settlement and Attorneys' Fees and Costs.

4 Having received and considered the Motion and supporting Memorandum of Points and
5 Authorities, Declaration of Nicholas J. Ferraro (and its exhibits), Declaration of Plaintiff Daisy Macias,
6 Declaration of Plaintiff Karla Ochoa, including the PAGA Settlement Agreement ("Settlement"), the
7 Court makes the following determinations and orders:

8 Plaintiffs' PAGA notice, Plaintiffs' Complaint, and the Parties fully executed long form PAGA
9 Settlement Agreement are incorporated by reference. Terms used in this Order are derived from the
10 PAGA Settlement Agreement. The PAGA Period is defined as March 14, 2024, through September
11 26, 2025. The PAGA Members means "all individuals currently or formerly employed by Defendant
12 in California as hourly, non-exempt employees during the PAGA Period [March 14, 2024, through
13 September 26, 2025]".

14 Plaintiffs' Motion for Approval of PAGA Action Settlement and Attorneys' Fees and Costs is
15 **GRANTED** and approved pursuant to California Labor Code section 2699(s)(2). After the attorneys'
16 fees, individual representative service payment, costs, and administrator's expenses are deducted from
17 the Gross Settlement Amount, the total PAGA Penalties Amount is \$169,600.23, of which 65%
18 (\$110,240.15) shall be distributed to the LWDA and the remaining 35% (\$59,360.08) shall be
19 distributed to the aggrieved employees as their share of PAGA penalties.

20 Accordingly, the \$325,000 gross settlement shall be distributed as follows:

- 21 1. \$110,240.15 to the Labor and Workforce Development Agency for PAGA penalties;
- 22 2. \$59,360.08 to the PAGA Employees;
- 23 3. \$10,000.00 to Plaintiff Daisy Macias;
- 24 4. \$10,000.00 to Plaintiff Karla Ochoa;
- 25 5. \$108,322.50 to Plaintiffs' counsel for attorneys' fees;
- 26 6. \$21,077.27 to Plaintiffs' counsel for costs; and
- 27 7. \$6,000.00 to the Settlement Administrator (any remaining unused fees will be shared with the
28 PAGA members).

1 Plaintiffs, Defendant, and the Settlement Administrator are ordered to carry out the terms of the
2 settlement in accordance with the Settlement Agreement.

3 Upon the Effective Date of this Order, Defendant and the Released Parties shall be entitled to a
4 full and complete release of the Released Claims from the PAGA Members and a full and complete
5 release from Plaintiffs. The "Released Claims" for the PAGA Members are the PAGA claims alleged,
6 and/or could have been alleged, arising out of the facts alleged in Plaintiffs' Complaint and PAGA
7 Notices during the PAGA Period, including, without limitation, penalties predicated on the underlying
8 alleged violations for civil penalties under PAGA (Labor Code §§ 2698 *et seq.*).

9 This Settlement (including this Order) cannot be used, directly or indirectly, to introduce, use,
10 or admit in this case or in any other judicial, arbitral, administrative, investigative or other forum or
11 proceeding, as purported evidence of any violation of any federal, state, or local law, statute, ordinance,
12 regulation, rule or executive order (i.e., evidence of a "first" or "initial" violation), or any liability,
13 obligation, or duty at law or in equity, or for any other purpose. This Settlement (including this Order)
14 shall not be construed to be an admission by Defendant of any liability or wrongdoing as to Plaintiffs,
15 the PAGA Members, or any other person, and Defendant specifically disclaims any such liability or
16 wrongdoing.

17 Without affecting the finality of this Order or the entry of judgment in any way, the Court retains
18 jurisdiction on all matters relating to the interpretation, administration, implementation, and
19 enforcement of this Order and the Settlement.

20 The Court hereby ENTERS JUDGMENT in accordance with the terms of the Settlement, in
21 accordance with this Approval Order and Judgement.

22 **IT IS SO ORDERED.**

23 Date: May 5, 2026
24


The Honorable Michael T. Smyth
Judge of the Superior Court

EXHIBIT 2

**SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN DIEGO
CENTRAL COURTHOUSE
TENTATIVE RULING**

HEARING DATE: 4/10/2026

JUDICIAL OFFICER: MICHAEL T. SMYTH

CASE NO.: 25CU025541C

CASE TITLE: Macias vs Planned Parenthood of the Pacific Southwest

Plaintiffs Daisy Macias and Karla Ochoa's unopposed Motion for Approval of PAGA Settlement is **GRANTED**.

The court has reviewed the moving papers, supporting declarations, and settlement. The court finds the settlement terms to be fair and in compliance with the requirements of *Dunk v. Ford Motor Co.* (1996) 48 Cal.App.4th 1794, 1800-1801 and *Kullar v. Foot Locker Retail, Inc.* (2008) 168 Cal.App.4th 116, 133. In reviewing Plaintiffs' counsel's supplemental declaration at ROA 28, the overall hourly rate appears high for the work incurred. But given the overall results of the settlement and that the request remains within the proportional benchmark of 33% of the gross, the court finds the fee award permissible in this case.

The court is prepared to sign the order once the tentative is confirmed.