

DANIEL F. GAINES, ESQ. SBN 251488
daniel@gaineslawfirm.com
ALEX P. KATOFISKY, ESQ. SBN 202754
alex@gaineslawfirm.com
GAINES & GAINES, APLC
4550 East Thousand Oaks Boulevard, Suite 100
Westlake Village, CA 91362
Telephone: (818) 703-8985
Facsimile: (818) 703-8984

Attorneys for Plaintiffs Angela Rael and Edwardo Quezada, on behalf of themselves and on behalf of all similarly situated individuals

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF CONTRA COSTA

ANGELA RAEL and EDUARDO
QUEZADA, on behalf of themselves and on
behalf of all similarly situated individuals,

Plaintiffs,

v.

RUDGEAR LOGISTICS LLC, a California
limited liability company, and DOES 1 through
10, inclusive,

Defendants.

Case No.: C22-02247

Assigned to the Hon. Charles S. Treat, Dept. 12

**PLAINTIFFS' REQUEST FOR DISMISSAL
OF CLASS AND REPRESENTATIVE
ACTION; [PROPOSED] ORDER**

[Filed Concurrently: Declaration of Daniel F.
Gaines in Support of Request for Dismissal of
Class and Representative Action]

Complaint Filed: October 19, 2022

1 **REQUEST FOR DISMISSAL**

2 Based on the facts set forth in the concurrently-filed Declaration of Daniel F. Gaines, Plaintiffs
3 Angela Rael and Edwardo Quezada (collectively, "Plaintiffs") hereby request that the Court enter a
4 dismissal of this action ***WITH PREJUDICE*** as to Plaintiffs' individual claims and dismissal
5 ***WITHOUT PREJUDICE*** as to the class and representative action claims.

6 Dated: August 12, 2024

Respectfully submitted,
GAINES & GAINES, APLC

7
8 By:



DANIEL F. GAINES
Attorneys for Plaintiffs

9
10
11 **[PROPOSED] ORDER**

12 Based on the Request for Dismissal and the concurrently-filed Declaration of Daniel F.
13 Gaines, it is hereby ORDERED that this action is dismissed WITH PREJUDICE as to Plaintiffs'
14 individual claims and is dismissed WITHOUT PREJUDICE as to the class and representative action
15 claims.

16
17 Dated: _____

JUDGE OF THE SUPERIOR COURT

1
2
3
4
5
6
7
8
9
0
1
2
3
4
5
6
7
8
9
0
1
2
3
4
5
6
7
8

_____ (For messenger) my business address is:

Tim L. Johnson, Esq.
tim.johnson@ogletreedeakins.com
Nikolas T. Djordjevski, Esq.
nikolas.djordjevski@ogletreedeakins.com
Yousaf M. Jafri, Esq.
yousaf.jafri@ogletreedeakins.com
Keenan O'Connor, Esq.
keenan.oconnor@ogletree.com
OGLETREE, DEAKINS, NASH, SMOAK & STEWART, P.C.
4600 La Jolla Village Drive, Suite 900
San Diego, CA 92122
Cc: lisa.bernard@ogletree.com

____ (BY FEDERAL EXPRESS OR OTHER OVERNIGHT SERVICE) I deposited the sealed envelope in a box or other facility regularly maintained by the express service carrier or delivered the sealed envelope to an authorized carrier or driver authorized by the express carrier to receive documents.

 X (UPLOADED TO LWDA WEB PORTAL) I caused the above-described documents to be delivered to the Labor & Workforce Development Agency via online process at the PAGA Filing website (www.dir.ca.gov) in accordance with the procedure imposed by the LWDA.

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

/s/ Amelia Booth
AMELIA BOOTH