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Clerk of the Superior Court
By T. Automation, Deputy Clerk

Attorneys for Plaintiff Luis Luna

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

LUIS LUNA, on behalf of others similarly
situated and the State of California under the
Private Attorneys General Act,

Plaintiff,

vs.

K MOTORS 2, INC. DBA HONDA OF EL
CAJON, and DOES 1 through 50, inclusive,

Defendants.

Case No. 25CU030754C

*Hon. Carolyn M. Caietti
Dept. 70*

**NOTICE OF ENTRY OF ORDER
GRANTING APPROVAL OF PAGA
SETTLEMENT AND ENTERING
JUDGMENT**

Action Filed: June 12, 2025

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

3 1. On July 16, 2026, in this Department, the Court entered the Order and Judgment
4 Granting Approval of PAGA Action Settlement and Attorneys' Fees and Costs and Entering Judgment
5 attached hereto as Exhibit 1.

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

7 3. A copy of this Notice has been submitted to the LWDA via its online electronic portal
8 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 Dated: July 24, 2026

Ferraro Vega Employment Lawyers, Inc.

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15 Nicholas J. Ferraro

16 Attorneys for Plaintiff Luis Luna
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EXHIBIT 1

ELECTRONICALLY FILED
Superior Court of California,
County of San Diego

7/16/2026 5:22:35 PM

Clerk of the Superior Court
By N. Lopez ,Deputy Clerk

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

LUIS LUNA, on behalf of others similarly
situated and the State of California under the
Private Attorneys General Act,

Plaintiff,

vs.

K MOTORS 2, INC. DBA HONDA OF EL
CAJON, and DOES 1 through 50, inclusive,

Defendants.

Case No. 25CU030754C

Hon. Carolyn M. Caietti
Dept. 70

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

Motion for PAGA Approval Hearing:

Date: July 10, 2026

Time: 10:30 a.m.

Action Filed: June 12, 2025

1 This matter came on for hearing on July 10, 2026, at 10:30 a.m. in Department 70 of the above-
2 captioned Court, the Honorable Carolyn M. Caietti presiding, on Plaintiff's Unopposed Motion for
3 Approval of PAGA Action Settlement ("Motion"). The Court hereby adopts and uses all defined terms
4 from the PAGA Settlement Agreement (the "Settlement Agreement").

5 The Court, having considered the Motion, which includes the Settlement Agreement, the
6 Declaration of Nicholas J. Ferraro, the Declaration of Plaintiff Luis Luna, and all other papers submitted
7 in support of the Motion, and for good cause appearing, now FINDS and ORDERS as follows:

8 Plaintiff's Motion for Approval of PAGA Action Settlement is **GRANTED** and approved
9 pursuant to California Labor Code section 2699(s)(2). The Settlement Agreement covers approximately
10 150 PAGA Members, defined as: "all individuals currently or formerly employed by Defendant in
11 California as hourly, non-exempt employees during the PAGA Period. The PAGA Period is from April
12 7, 2024, through May 19, 2026.

13 After the Attorneys' Fees, Litigation Costs, Service Payment, and Administration Expenses are
14 deducted from the \$125,000.00 Gross Settlement Amount, the Net Settlement Amount is \$56,470.44,
15 of which 65% (\$36,705.79) shall be distributed to the LWDA and the remaining 35% (\$19,764.65)
16 shall be distributed to the aggrieved employees as their share of PAGA penalties.

17 Accordingly, the Gross Settlement Amount shall be distributed as follows:

- 18 1. \$36,705.79 to the Labor and Workforce Development Agency for PAGA penalties;
- 19 2. \$19,764.65 to the PAGA Employees;
- 20 3. \$7,500.00 to Plaintiff as a Service Payment;
- 21 4. \$41,666.67 to Plaintiff's Counsel for their Attorneys' Fees;
- 22 5. \$13,612.89 to Plaintiff's Counsel for their Litigation Costs; and
- 23 6. Up to \$5,750.00 to the Administrator for the Administration Expenses.

24 Plaintiff, Defendant, and the Settlement Administrator are ordered to carry out the terms of the
25 settlement in accordance with the Settlement Agreement.

26 The Court sets a Compliance Hearing Regarding Distribution for October 30, 2026, at 9:45 a.m.
27 in Department 70.

28 ///

JUDGMENT

Judgment shall be entered through the filing of this order and judgment. Cal. Code Civ. Proc. § 668.5. Plaintiff shall take from the Complaint only the relief set forth in the Settlement Agreement and this Order and judgment. Pursuant to Cal. Code Civ. Proc. § 664.6, the Court retains jurisdiction over the Parties, their counsel, and the Administrator to enforce the terms of the Settlement Agreement and the final order and judgment.

IT IS SO ORDERED.

Date: _____

7/16/26



The Honorable Carolyn M. Caietti
Judge of the Superior Court

EXHIBIT 2

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

HEARING DATE: 7/10/2026

JUDICIAL OFFICER: CAROLYN M. CAIETTI

CASE NO.: 25CU030754C

CASE TITLE: Luna vs K Motors 2 Inc

Plaintiff Luis Luna's unopposed Motion for Approval of PAGA Settlement is **GRANTED**.

Labor Code section 2699(s)(2) requires courts to "review and approve" PAGA settlements. (See also, *Moniz v. Adecco USA, Inc.* (2021) 72 Cal.App.5th 56, disapproved on other grounds in *Turrieta v. Lyft, Inc.* (2024) 16 Cal.5th 664.)

Here, Plaintiff submitted a copy of the settlement agreement to the LWDA as required by Labor Code section 2699(s)(2). (ROA 19 – Ex. 2.)

The PAGA settlement of \$125,000 is "fair, reasonable, and adequate in view of PAGA's purposes to remediate present labor law violations, deter future ones, and to maximize enforcement of state labor laws." (*Moniz, supra*, 72 Cal.App.5th at p. 77.) The aggrieved employees consist of "all individuals currently or formerly employed by Defendant in California as hourly, non-exempt employees" from April 7, 2024, through May 19, 2026. There are approximately 150 aggrieved employees who worked 3,117 pay periods (but the settlement covers up to 4,599 pay periods.) The penalty distribution is consistent with the mandate in Labor Code section 2699.

The Court evaluated the strength of Plaintiff's case, risk, complexity, likely duration of further litigation, the settlement amount, any indications of fraud, collusion or unfairness, and whether the plaintiffs adequately represented the state and public's interests. The parties conducted sufficient discovery and achieved the settlement with the assistance of a mediator. The attorney fee, costs and administrative costs are agreed to and reasonable. (See, Lab. Code, § 2699(k)(1).) There is no evidence the LWDA, nor any other individual or aggrieved employee has objected to the settlement. Plaintiff also substantiated the attorney fee. Taken as a whole, Plaintiff adequately represented the state and public's interests.

The Court assessed the released claims, and they appear appropriately tethered to the operative complaint's factual allegations and do not extend beyond the scope of its allegations. (*Amaro v. Anaheim Arena Management, LLC* (2021) 69 Cal.App.5th 521, 538.)

For these reasons, the Court approves the PAGA settlement and the motion is **GRANTED**.

The Court **SETS** a Compliance Hearing re Distribution on October 30, 2026, at 9:45 a.m. in Department 70.

The Case Management Conference is vacated.

CASE NUMBER: 25CU030754C

CASE TITLE: Luna vs K Motors 2 Inc

Plaintiff is ordered to prepare and submit a proposed order that includes the definition of the PAGA members and PAGA period; and reflects the Compliance Hearing. That order will reflect the Court's final ruling on the motion.