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JUAN MIGUEL PERALES, and all others similarly situated

13 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
14 **FOR THE COUNTY OF STANISLAUS**
15 **(UNLIMITED JURISDICTION)**

16 JUAN PERALES, on behalf of himself and as
17 an "Aggrieved Employee" on behalf of other
18 "Aggrieved Employees" under the Private
Attorneys General Act of 2004,

19 Plaintiff,

20 v.

21
22 SHIPS PIZZA, INC, a California corporation;
23 CENTRAL VALLEY PIZZA LLC, a
California limited liability company; TEAM
24 CENTRAL VALLEY, INC, a California
corporation; GREG DEGRANDIS, an
25 individual; and DOES 1-50, inclusive,

26 Defendant(s).

Case No. CV-22-004216

**NOTICE OF PLAINTIFF'S MOTION
AND MOTION FOR APPROVAL OF
PAGA SETTLEMENT**

Hearing Date: April 4, 2025
Hearing Time: 8:30 a.m.
Hearing Dept.: 24, The Honorable
Sonny S. Sandhu

Action filed: September 19, 2022
Trial Date: Not Set

Submitted Herewith Under Separate Cover:

1. Memorandum of Points and Authorities;
2. Declaration(s) of David Spivak and Walter L. Haines; and
3. [Proposed] Order and Judgment Approving PAGA Settlement.



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1 TO THE COURT, ALL PARTIES, AND THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE that on April 4, 2025 at 8:30 a.m., or as soon thereafter as the
3 matter may be heard, in Department 24 of the Stanislaus County Superior Court, located at
4 Stanislaus County Superior Court, 801 10th Street, Modesto, California 95354, Plaintiff Juan
5 Perales (“Plaintiff”) will and hereby does move this Court for an order approving the PAGA
6 Settlement Agreement (the “Settlement”)¹ between Plaintiff and Defendants Ships Pizza, Inc.,
7 Central Valley Pizza LLC, and Team Central Valley, Inc., (collectively “Defendants”) (Plaintiff and
8 Defendants are collectively the “Parties”).

9 The PAGA Settlement Agreement is on behalf of Juan Miguel Perales and all persons
10 employed by Defendants in California and classified as hourly, non-exempt who worked for
11 Defendants during the PAGA Period (the “Aggrieved Employees”). The “PAGA Period” means
12 the period from September 19, 2021 through October 09, 2024. Plaintiff alleges that Defendants
13 are liable to him and other Aggrieved Employees for unpaid wages, unprovided meal period,
14 unauthorized rest breaks, and other Labor Code violations.

15 The Plaintiff seeks division of the \$280,000.00 Gross Settlement Amount as follows:

Item	Amount
PAGA Counsel Fees Payment	\$93,333.33
PAGA Counsel Litigation Expenses Payment	\$17,500.00
Administrator’s Expenses Payment	\$20,000.00
PAGA civil penalties (Net Settlement Amount)	\$149,166.67
75% to LWDA	\$111,875.00
25% to Aggrieved Employees	\$37,291.67
Gross Settlement Amount	\$280,000.00

22 ///

24 ///

26 ///

28 ¹ The Settlement is attached as Exhibit 1 to the Declaration of David Spivak (“DS”), which is submitted herewith under a separate cover.



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1 The Motion is based on this Notice of Motion and Motion, the attached Memorandum of
2 Points and Authorities, the declarations of David Spivak and Walter L. Haines, the PAGA
3 Settlement Agreement, all papers and pleadings on file with the Court in this action, all matters
4 judicially noticeable, and on such oral and documentary evidence as may be presented in
5 connection with the hearing on the Motion.

6 Respectfully submitted,

7 THE SPIVAK LAW FIRM

8
9 Dated: February 7, 2025

By:



DAVID G. SPIVAK
CAROLINE TAHMASSIAN
Attorneys for Plaintiff(s), JUAN
MIGUEL PERALES



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