



VILLEGAS CARRERA, LLP

Monday, January 08, 2018

Via Online Filing System

Labor & Workforce Development Agency
455 Golden Gate Avenue, 9th Floor
San Francisco, CA 94102

Re: Settlement Agreement

Meza, et al. v. Lumpy's Diner, Estate of Jeremy Sturgill and Marci Sturgill
Contra Costa Superior Court - Case No. C16-00929

Dear PAGA Administrator:

Villegas Carrera, LLP represents former employees Luis Meza, Joseline Meza and Asuncion Cordova, who worked for Lumpy's Diner, Estate of Jeremy Sturgill and Marci Sturgill. On May 24, 2016, Plaintiffs filed their Complaint asserting seven claims for monetary damages and equitable relief on their own behalf. Plaintiffs' eight and night causes of action asserted representative PAGA claims. The purpose of this letter is to inform the LWDA that Luis Meza, Joseline Meza, and Asuncion Cordova have reached an individual settlement with Lumpy's Diner. The named Plaintiffs' will move to have the Contra Costa Superior Court approve the individual settlement and dismiss the PAGA causes of action without prejudice.

Defendants' counsel represented to Plaintiffs' counsel that because of the death of Jeremy Sturgill, Defendants were experiencing financial distress and would have a difficult time paying a settlement, and in particular one that included PAGA penalties for other aggrieved employees. In order to verify Defendants' claim of financial difficulties and assist in the settlement negotiations, Plaintiffs requested financial documentation from Defendants. Defendants' counsel provided Defendants' State and Federal tax records for the last seven years. After reviewing and analyzing the financial documents provided by Defendants, Plaintiffs believe that Defendants were indeed facing financial distress and would be unable to pay a settlement on behalf of the named Plaintiffs and other aggrieved employees. Accordingly, the parties began to discuss a resolution on behalf of only the named Plaintiffs and ultimately reached a settlement on October 13, 2017.

Attached is a copy of the settlement agreement. Please provide a response (if any) by February 8, 2018, in order to properly advise the Court of the LWDA's response (if any) to the settlement agreement.

Very truly yours,

VILLEGAS CARRERA, LLP

Adalberto Corres

Attorney for Plaintiffs

Villegas Carrera, LLP

Main Office:

San Francisco Office
170 Columbus Ave., Suite 300
San Francisco, CA 94133

Marin County Office
1110 Mar West, Suite K
Tiburon, CA 94920

T: 415-989-8000
F: 415-989-8028
www.e-licenciados.com