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*Attorneys for Plaintiffs, on behalf of the
State of California and Aggrieved Employees*

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF ORANGE

JENNIFER BURSACK, MICHELLE MANESSE,
NATASHA GILMAN, CURTIS ALLEN,
JOSHUA PAVELKO, CONSTANCE GORMAN,
MELINDA GUERRERO, KENNETH CHUNG,
LISA FLOWER, EDWARD LIU, MARVIN
MENEFEE, HEATHER RANDRUP, JUNG SEO,
JASON SHUMSKI, JENNIFER TALLEY,
JENNIFER VENEGAS, FRANK VASQUEZ,
ROBERT RODRIGUEZ, LAURA BRIGHT,
RYAN LEONARDO, KARYN STEVENS, and
LUIS ROSSI, each as an individual and on behalf
of all other aggrieved employees,

Plaintiffs,

v.

LOANDEPOT.COM, LLC, a Delaware
corporation; and DOES 1–50, inclusive,

Defendant.

Honorable William Claster
Department CX101

Case No.: 30-2022-01298792-CU-OE-CXC

**STIPULATION AND PROPOSED
AMENDED ORDER**

Date: January 24, 2025
Time: 9:00 AM
Dept: CX101

Action Filed: December 23, 2022
1st Amended Complaint: December 30, 2022
2nd Amended Complaint: April 21, 2023
3rd Amended Complaint: December 28, 2023
4th Amended Complaint: September 24, 2024
Trial Date: None Set

The Parties hereby stipulate that the January 30, 2025, Order Granting Plaintiff's Motion for Settlement Approval of PAGA Settlements be amended to reflect the \$5,000.00 service award to Peter Chavez that was omitted from the final proposed court order. In support thereof, the Parties state as follows:

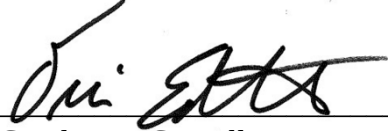
1. On January 30, 2025, the Court entered an Amended Order Granting Plaintiff's Motion for Settlement Approval of PAGA Settlements.

- 1 2. The Court approved:
- 2 a. The LWDA Settlement Proceeds in the amount of \$703,406.25;
- 3 b. The Aggrieved Employees' portion of the PAGA Penalties in the aggregate amount
- 4 of \$234,468.75;
- 5 c. Plaintiffs' counsel's attorneys' fees in the amount of \$435,300.00;
- 6 i. Plaintiffs' counsel's litigation costs in the amount of \$38,325.00 shall be
- 7 distributed as follows:
- 8 ii. Schneider Wallace Cottrell Konecky LLP shall receive \$15,671.46;
- 9 iii. W Employment Law shall receive \$1,642.95; and
- 10 iv. Haig B. Kazandjian Lawyers, APC shall receive \$21,010.59.
- 11 d. Plaintiff Rossi's enhancement payment in the amount of \$10,000.00;
- 12 e. Mena Mansour's, Christine Gomez Zagorski's, and Mercurious (a/k/a Mercurios)
- 13 Hanna's enhancement payments in the amount of \$5,000.00 each; and
- 14 f. The Claims Administrator's costs in the amount of \$14,500.00.
- 15 3. The Parties' settlement agreement had also provided for a \$5,000.00 enhancement payment
- 16 to an additional named Plaintiff, Peter Chavez. Settlement Agreement at ¶ 33.ii. The Parties
- 17 fully briefed Plaintiff Chavez's enhancement to the Court, which the Court approved
- 18 following review in its Minute Order dated January 24, 2025 ("An enhancement of \$10,000
- 19 to Luis Rossi and an enhancement of \$5,000 to each other Plaintiff who requests an
- 20 enhancement.") However, Mr. Chavez's enhancement payment was inadvertently omitted
- 21 from the final proposed order submitted to the Court, due to typographical omission.
- 22 4. Therefore, the Parties request the Court now enter the Amended Order, attached hereto as
- 23 Exhibit A, which makes the sole change of including Ms. Chavez's approved \$5,000
- 24 enhancement payment and making the resulting change to the net remainder proceeds to be
- 25 distributed between the Aggrieved Employees and the LWDA, with the revised totals as
- 26 follows:
- 27 a. Plaintiffs' counsel's attorneys' fees in the amount of \$435,300.00;
- 28

- i. The LWDA Settlement Proceeds in the amount of \$699,656.25, encompassing the Aggrieved Employees' portion of the PAGA Penalties in the aggregate amount of \$233,218.75;
- ii. Plaintiffs' counsel's litigation costs in the amount of \$38,325.00 shall be distributed as follows:
1. Schneider Wallace Cottrell Konecky LLP shall receive \$15,671.46;
 2. W Employment Law shall receive \$1,642.95; and
 3. Haig B. Kazandjian Lawyers, APC shall receive \$21,010.59.
- b. Plaintiff Rossi's enhancement payment in the amount of \$10,000.00;
- c. Mena Mansour's, Christine Gomez Zagorski's Mercurious (a/k/a Mercurios) Hanna, and Peter Chavez's enhancement payments in the amount of \$5,000.00 each; and
- d. The Claims Administrator's costs in the amount of \$14,500.00.

Dated: March 10, 2025

Respectfully Submitted,



Carolyn H. Cottrell
Ori Edelstein
**SCHNEIDER WALLACE
COTTRELL KONECKY LLP**

Attorneys for Plaintiffs on behalf of the State of California and Aggrieved Employees

Dated: March 10, 2025

/s/ Jacqueline Beaumont

Jacqueline Beaumont
Julie R. Trotter
Eric Lystrup
**CALL & JENSEN,
A Professional Corporation**

Attorneys for Defendants LoanDepot, LLC

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1
2 **[PROPOSED] ORDER**

3 The Motion of Plaintiffs Jennifer Bursack, Michelle Manesse, Natasha Gilman, Curtis Allen
4 (a/k/a Allen Curtis), Joshua Pavelko, Constance Gorman, Melinda Guerrero, Kenneth Chung, Lisa
5 Flower, Edward Liu, Marvin Menefee, Heather Randrup, Jung Seo, Jason Shumski, Jennifer Talley,
6 Jennifer Venegas, Frank Vasquez, Robert Rodriguez, Laura Bright, Ryan Leonardo, Karyn Stevens,
7 and Luis Rossi for an order approving the PAGA Settlement of the above-captioned action and
8 entering judgment thereon (“Motion”), having come before the Court, the Court being duly
9 apprised of the premises, and good cause appearing,

10 **IT IS HEREBY ORDERED** that the Motion shall be and hereby is **GRANTED** and the
11 PAGA Representative Settlement of this action is hereby **APPROVED**, and

12 **IT IS FURTHER ORDERED** as follows:

13 1. Capitalized terms in this Order shall have the same meaning they are given in the
14 Settlement and Release (“Settlement”) attached as **Exhibit 1** to the Declaration of Carolyn H.
15 Cottrell (“Cottrell Decl.”) filed in support of the Motion;

16 2. Phoenix Settlement Administrators (“Phoenix”) is approved to serve as the Claims
17 Administrator and is hereby authorized to perform all of the duties assigned to it in the Settlement
18 and to disburse the following from the Settlement Payment in accordance with the terms of the
19 PAGA Representative Settlement:

20 A. The LWDA Settlement Proceeds in the amount of \$699,656.25;

21 B. The Aggrieved Employees’ portion of the PAGA Penalties in the aggregate
22 amount of \$233,218.75;

23 C. Plaintiffs’ counsel’s attorneys’ fees in the amount of \$435,300.00;

24 D. Plaintiffs’ counsel’s litigation costs in the amount of \$38,325.00 shall be
25 distributed as follows:

26 i. Schneider Wallace Cottrell Konecky LLP shall receive \$15,671.46;

27 ii. W Employment Law shall receive \$1,642.95; and

28 iii. Haig B. Kazandjian Lawyers, APC shall receive \$21,010.59.

1 E. Plaintiff Rossi's enhancement payment in the amount of \$10,000.00;

2 F. Mena Mansour's, Christine Gomez Zagorski's, Mercurious (a/k/a Mercurios)
3 Hanna; and Peter Chavez's enhancement payments in the amount of
4 \$5,000.00 each; and

5 G. The Claims Administrator's costs in the amount of \$14,500.00.

6 3. The State of California and all Aggrieved Employees (including Plaintiffs) are hereby
7 deemed to have, and by operation of this Order and Judgment shall have, expressly released,
8 waived, and discharged Defendant and the Releasees from the released claims, as set forth in the
9 Settlement, and they shall be bound by this Order and Judgment and be forever barred from suing
10 Defendant or any of the Releasees on any of the released claims.

11 4. Judgment shall be entered forthwith in accordance with the foregoing, with each side
12 to pay its own attorneys' fees and costs except as expressly set forth in the Settlement.

13 5. Furthermore, **IT IS HEREBY ORDERED** that the *Hernandez's* Settlements are
14 hereby **APPROVED**, and

15 **IT IS FURTHER ORDERED** as follows:

16 6. The LWDA Settlement Proceeds in the amount of \$591.26 from Jennifer Bursack's
17 Individual PAGA Settlement Agreement;

18 7. The LWDA Settlement Proceeds in the amount of \$215.70 from Michelle Manesse's
19 Individual PAGA Settlement Agreement;

20 8. The LWDA Settlement Proceeds in the amount of \$340.57 from Curtis Allen's
21 Individual PAGA Settlement Agreement;

22 9. The LWDA Settlement Proceeds in the amount of \$272.90 from Joshua Pavelko's
23 Individual PAGA Settlement Agreement;

24 10. The LWDA Settlement Proceeds in the amount of \$648.73 from Constance Gorman's
25 Individual PAGA Settlement Agreement;

26 11. The LWDA Settlement Proceeds in the amount of \$968.09 from Kenneth Chung's
27 Individual PAGA Settlement Agreement;

28 12. The LWDA Settlement Proceeds in the amount of \$1,637.23 from Heather Randrup's

Individual PAGA Settlement Agreement;

13. The LWDA Settlement Proceeds in the amount of \$1,114.06 from Jung Seo's
Individual PAGA Settlement Agreement;

14. The LWDA Settlement Proceeds in the amount of \$855.04 from Jennifer Venegas's
Individual PAGA Settlement Agreement;

15. The LWDA Settlement Proceeds in the amount of 2,200.83 from Frank Vasquez's
Individual PAGA Settlement Agreement;

16. The LWDA Settlement Proceeds in the amount of \$702.64 from Robert Rodriguez's
Individual PAGA Settlement Agreement;

17. The LWDA Settlement Proceeds in the amount of \$1,474.25 from Laura Bright's
Individual PAGA Settlement Agreement; and

18. The LWDA Settlement Proceeds in the amount of \$3,454.98 from Ryan Leonardo's
Individual PAGA Settlement Agreement.

IT IS SO ORDERED, ADJUDGED, AND DECREED.

Dated: March 07, 2025



Hon. William Claster
Superior Court Judge

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1 **PROOF OF SERVICE**

2 I, Melisa Flores, declare the following:

3 I am over the age of eighteen years and not a party to the within entitled action. I am employed
4 at Schneider Wallace Cottrell Konecky LLP located at 2000 Powell Street, Suite 1400, Emeryville,
5 California 94608.

6 On March 10, 2025, I served the following document(s) described as:

7 • **STIPULATION AND PROPOSED AMENDED**

8
9 on the following interested party(s):

10 Jacqueline Beaumont
11 Julie Trotter
12 Michael Y. Lu
13 Denise Reigel, Assistant
14 Carrie Daly, Assistant
15 Katie Dominick
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26 kdominick@calljensen.com
27 Attorney for Defendant

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Attorneys for Plaintiffs Mansour, Zagorski,
Chavez, and Hanna

21
22 **[✓] BY ELECTRONIC SERVICE** by electronically mailing a true and correct copy in PDF
23 format through SWCKW's electronic mail system to the email address(s) set forth above.

24 I declare under penalty of perjury under the laws of the State of California that the foregoing is
25 true and correct. Executed on March 10, 2025, at Apple Valley, California.

26 /s/ Melisa Flores
27 Melisa Flores
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