

Eric K. Yaeckel [CSB No. 274608]
yaeckel@sullivanlawgroupapc.com

Ryan T. Kuhn [CSB No. 324538]
ryan@sullivanlawgroupapc.com

SULLIVAN & YAECKEL LAW GROUP, APC

2330 Third Avenue
San Diego, California 92101
(619) 702-6760 * (619) 702-6761 FAX

Attorneys for Plaintiff LAVONTRA BREAUX, in a Representative capacity only, and on behalf of other members of the public similarly situated

SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF ORANGE

LAVONTRA BREAUX, in a Representative capacity only, and on behalf of other members of the public similarly situated

Plaintiff,

v.

L'OCCITANE, INC., a California Corporation; and DOES 1-10, inclusive

Defendant

CASE NO. 30-2023-01311136-CU-OE-CXC

**PLAINTIFF'S NOTICE OF ERRATA
REGARDING THE DECLARATION OF
ERIC K. YAECKEL IN SUPPORT OF
PLAINTIFF'S UNOPPOSED
APPLICATION RE: PAGA SETTLEMENT
APPROVAL**

Date: April 3, 2025

Time: 2:00 p.m.

Dept.: CX-104

Judge: Hon. Melissa R. McCormick

1 TO ALL PARTIES HEREIN AND THEIR COUNSEL OF RECORD:

2 PLEASE TAKE NOTICE that the Declaration of Eric K. Yaeckel submitted in support of
3 Plaintiff's Unopposed Application RE: PAGA Settlement Approval contained as Exhibit A, an
4 Amendment for PAGA Settlement Agreement. (ROA#65 or 66). The version filed was unsigned by
5 Defendants. The fully executed version is attached as **Exhibit A**. Other than adding the Signatures the
6 Exhibit is identical.

7 This will not impact any of the citations within the original Declaration submitted in support
8 of the Motion, which is already on file.

9
10 Dated: March 21, 2025

SULLIVAN & YAECKEL LAW GROUP, APC

11
12 
13 Eric K. Yaeckel
14 Ryan T. Kuhn
15 Attorneys for Plaintiff LAVONTRA BREAUX, in a
16 Representative capacity only, and on behalf of other
17 members of the public similarly situated
18
19
20
21
22
23
24
25
26
27
28

EXHIBIT A

Eric K. Yaeckel [CSB No. 274608]
yaeckel@sullivanlawgroupapc.com
yaeckel@sullivanlawgroupapc.com

Ryan T. Kuhn [CSB No. 324538]
ryan@sullivanlawgroupapc.com

SULLIVAN & YAECKEL LAW GROUP, APC
2330 Third Avenue
San Diego, California 92101
(619) 702-6760 * (619) 702-6761 FAX

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF ORANGE

LAVONTRA BREAUX, in a Representative capacity only, and on behalf of other members of the general public similarly situated,

Plaintiff,

vs.

L'OCCITANE, INC., a Delaware corporation;
and DOES 1-10, inclusive,

Defendants.

Case No. 30-2023-01311136-CU-OE-CXC

AMENDMENT TO PAGA SETTLEMENT AGREEMENT

[Assigned for all purposes to: Hon. Melissa R. McCormick CX-104]

AMENDMENT TO PAGA SETTLEMENT AGREEMENT

This Amendment to the parties original "PAGA Settlement Agreement" (the "Agreement") is made and entered into by and between Plaintiff LAVONTRA BREAUX, ("Plaintiff"), on behalf of the putative aggrieved employees, and L'OCCITANE, INC., ("Defendant") (collectively, the "Parties"). In consideration of the promises and mutual covenants and agreements herein contained, the Parties hereby Amend the Parties' original PAGA Settlement Agreement as follows:

AMENDMENTS TO SETTLEMENT AGREEMENT

Pursuant to the Court's November 21, 2024 order, the Parties make the following amendments to the Agreement:

1. Paragraph 1.18. Paragraph 1.18 of the Agreement is modified to define the "Operative Complaint" as the March 8, 2023, Complaint filed by the Plaintiff in this matter.

1 2. Paragraph 1.30. Paragraph 1.30 of the Agreement is modified to limit the
2 definition of the "Released Parties," in accordance with the Court's comments. The "Released
3 Parties" are now defined as "(i) Defendant, L'Occitane, Inc., (ii) each of Defendant's respective
4 past, present and future parents, subsidiaries and affiliates including, without limitation, any
5 corporation, limited liability company, or partnership, (iii) the past, present and future
6 shareholders, directors, officers, agents, employees, attorneys, insurers, members, partners,
7 managers, agents, administrators, predecessors, and successors."

8 3. Paragraph 5.2. Paragraph 5.2 of the Agreement is modified to limit the definition
9 of "Aggrieved Employees' Released Claims," in accordance with the Court's comments. The
10 "Aggrieved Employees' Released Claims" is now modified as follows:

11 All Aggrieved Employees are deemed to release any claims for civil penalties available
12 under PAGA that were based on the facts or claims alleged in the Operative Complaint
13 and in the PAGA Notice. The Aggrieved Employees' Released Claims do not release any
14 Aggrieved Employees' claims for wages or statutory penalties, and the Aggrieved
15 Employees may not opt out of the Aggrieved Employees' Released Claims.

16 4. PAGA Period Definition. The Term PAGA Period was not previously
17 defined. For purposes of the Agreement, the term "PAGA Period" means the time between
18 between December 20, 2021, and March 11, 2024.

19 IN WITNESS WHEREOF, the Parties hereto knowingly and voluntarily executed this
20 Amendment to Joint Stipulation re: PAGA Settlement Agreement between Plaintiff and
21 Defendant as of the date(s) set forth below:
22
23
24
25
26
27
28

SIGNATURES - READ CAREFULLY BEFORE SIGNING

3/20/2025

DATED: March ____, 2025

DocuSigned by:

[REDACTED]

By: _____
LaVontra Breaux

Plaintiff and PAGA Representative

DATED: March ____, 2025

L'OCCITANE, INC.

By: _____
Name

Title

APPROVED AS TO FORM AND CONTENT:

DATED: March 20, 2025

SULLIVAN & YAECKEL LAW GROUP,
A.P.C.



By: _____
Eric K. Yaeckel
Ryan T. Kuhn

Attorneys for Plaintiff LAVONTRA BREAU

DATED: March ____, 2025

JACKSON LEWIS, P.C.

By: _____
Nathan Austin
Alis Moon

Attorneys for Defendant
L'OCCITANE, INC

SIGNATURES - READ CAREFULLY BEFORE SIGNING

DATED: March ____, 2025

By: _____
LaVontra Breaux

Plaintiff and PAGA Representative

DATED: March 21, 2025

L'OCCITANE, INC.

By:  _____
Name Ross Novak

Title CFO, North America

APPROVED AS TO FORM AND CONTENT:

DATED: March ____, 2025

SULLIVAN & YAECKEL LAW GROUP,
A.P.C.

By: _____
Eric K. Yaeckel
Ryan T. Kuhn

Attorneys for Plaintiff LAVONTRA BREAUX

DATED: March 21, 2025

JACKSON LEWIS, P.C.

By:  _____
Nathan Austin
Alis Moon

Attorneys for Defendant
L'OCCITANE, INC