

CASE NAME:
CARENNA VARGAS v. MOTORSPORTS OF LOS ANGELES, LLC

CASE NUMBER:
30-2023-01311136-CU-OE-CXC

**PROOF OF ELECTRONIC SERVICE
PROPOSED ORDER**

1. I am at least 18 years old and **not a party to this action**.

a. My residence or business address is (*specify*):

2330 Third Avenue, San Diego, CA 92101

b. My electronic service address is (*specify*): Yorke@sullivanlawgroupapc.com

2. I electronically served the *Proposed Order (Cover Sheet)* with a proposed order in PDF format attached, and a proposed order in an editable word-processing format as follows:

a. On (*name of person served*) (*If the person served is an attorney, the party or parties represented should also be stated.*):
Alis M. Moon, Esq.

b. To (*electronic service address of person served*): alis.moon@jacksonlewis.com

c. On (*date*): March 20, 2025

☐ Electronic service of the *Proposed Order (Cover Sheet)* with the attached proposed order in PDF format and service of the proposed order in an editable word-processing format on additional persons are described in an attachment.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 3-20-2025

Christian Y. Struckmeyer

(TYPE OR PRINT NAME OF DECLARANT)



(SIGNATURE OF DECLARANT)

Eric K. Yaeckel [CSB No. 274608]
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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
FOR THE 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

**[PROPOSED] ORDER APPROVING PAGA
SETTLEMENT & ENTRY OF JUDGMENT**

Date: April 3, 2025

Time: 2:00 p.m.

Dept.: CX-104

Judge: Hon. Melissa R. McCormick

1 TO ALL PARTIES HEREIN AND THEIR ATTORNEYS OF RECORD:

2 Plaintiff LAVONTRA BREAU, in a Representative capacity only, and on behalf of other
3 members of the public similarly situated, Motion for Approval of a PAGA Settlement was heard in
4 Department CX104 of the above-entitled Court on April 3, 2025 at 2:00 p.m.

5 Having read and considered the application filed by Plaintiff's Counsel, any opposition thereto,
6 and the arguments of the parties, the Court finds there are sufficient grounds to grant Plaintiff's
7 Application in this matter. Accordingly, good cause appearing therefore,

8 **IT IS HEREBY ORDERED, ADJUDGED, AND DECREED THAT:**

9
10 The Court has reviewed and approves the terms of the Parties' Settlement pursuant to the Private
11 Attorneys General Act (PAGA) and the Amendment to the original Settlement Agreement (collectively
12 the "PAGA Settlement Agreement").

- 13
- 14 1. All terms used in the PAGA Settlement Agreement shall have the same meaning here as defined
15 therein;
 - 16 2. The terms of the settlement are fair, adequate, and reasonable, and therefore, are approved by the
17 Court;
 - 18 3. Compensation to the Labor Workforce Development Agency ("LWDA") , in the amount of
19 \$_____, and the PAGA Employees, in the aggregate amount of \$_____, shall
20 be effected pursuant to the terms of the Settlement Agreement;
 - 21 4. The Court hereby approves of the payment of Attorneys' Fees, in the amount of \$_____,
22 and Costs, in the amount of \$_____, to Plaintiff's Counsel to be effected pursuant to the
23 terms of the Settlement Agreement;
 - 24 5. The Court hereby approves of the payment of Plaintiff's Enhancement Award, in the amount of
25 \$_____;
 - 26
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 - 28

- 1 6. The Court hereby approves of the payment to the Settlement Administrator, Phoenix Settlement
2 Administrators, in the amount of \$_____, for its performance of its settlement administration
3 services to be effected pursuant to the terms of the Settlement Agreement;
4
- 5 7. The Court hereby approves of the proposed Notice to the PAGA Employees.
- 6 8. After a hearing from the Court approving the Final Accounting, all claims in the Action shall be
7 and are hereby dismissed with prejudice. Moreover, the LWDA and each and every PAGA
8 Employee, including Plaintiff, shall be deemed and hereby are deemed to have conclusively
9 released and forever discharged the Settling Defendant from the PAGA Released Claims, as
10 defined in the PAGA Settlement Agreement, and are hereby permanently barred and enjoined from
11 the institution or prosecution of any and all Released Claims against the Settling Defendant;
12
- 13 9. A final accounting hearing will be held by the Court on _____ at _____. in department
14 CX-104. Plaintiff will submit to the Court a final report at least 5 days prior to the final accounting,
15 including the actual amounts paid to the PAGA Employees and other amounts distributed under
16 the settlement, including uncashed checks.
- 17 10. Neither the settlement, nor any terms set forth in the Settlement Agreement, are an admission of
18 liability or any wrongdoing by the Settling Defendant, nor is the Court's Order a finding of the
19 validity of any claims in the Action or of any wrongdoing by the Settling Defendant;
20
- 21 11. This Order is intended to be a final disposition of the Action in its entirety;
- 22 12. The Court will retain jurisdiction over the Parties to enforce the settlement until performance in
23 full of the terms of the settlement pursuant to Code of Civil Procedure section 664.6.

24 **JUDGMENT**

- 25 13. The Court hereby enters final judgment in this Action in accordance with terms of the Settlement
26 Agreement and the Order Granting Plaintiff's Motion Seeking Approval of PAGA Settlement
27 ("Final Order"). All terms used herein shall have the same meaning as defined in the PAGA
28 Settlement Agreement;

1 14. Upon the Settlement Effective Date, as defined in the PAGA Settlement Agreement, Plaintiff and
2 all PAGA Employees shall have by operation of the Final Order and this Judgment, fully, finally
3 and forever release, relinquished, and discharged the Settling Defendant from the Released Claims
4 as those terms are respectively defined in the Settlement Agreement.
5

6
7 Dated: _____

HONORABLE MELISSA R. McCORMICK
JUDGE OF THE SUPERIOR COURT
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