

Janelle Carney, Esq. (Bar No. 201570)
JANELLE CARNEY – ATTORNEY AT LAW, APC
14758 Pipeline Ave., Suite E, 2nd Floor
Chino Hills, CA 91709
Tel.: (909) 521-9609 / Fax: (909) 393-0471
Email: Janelle@JanelleCarneyLaw.com

Anna R. Salusky, Esq. (Bar No. 222484)
SALUSKY LAW GROUP, APC
3738 Bayer Avenue, Suite 104
Long Beach, California 90808
Telephone: (562) 855-0004/ Facsimile: (562) 855-0002
Email: asalusky@saluskylaw.com

Attorneys for Plaintiff, Michelle Gaffney

SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF SHASTA

MICHELLE GAFFNEY, on behalf of herself
and all others similarly situated and the general
public,

Plaintiffs,

v.

PRIME HEALTHCARE ASC–REDDING, LLC,
a Delaware limited liability company; PRIME
HEALTHCARE SERVICES – SHASTA, LLC
dba SHASTA REGIONAL MEDICAL
CENTER, a Delaware limited liability company;
and DOES 1 to 100,

Defendants

) Case No.: 23CV-0202050
) Hon. Stephen H. Baker
) Dept. 3

) CLASS ACTION

) **STIPULATION FOR COURT**
) **APPROVAL OF PAGA SETTLEMENT;**
) **[PROPOSED] ORDER**

1 WHEREAS, Plaintiff filed her Complaint on December 27, 2022;
2 WHEREAS, Defendant filed a Motion to Compel Arbitration on or about June 26, 2023;
3 WHEREAS, Plaintiff filed an opposition to the motion to compel arbitration on or about
4 August 8, 2023;

5 WHEREAS, Defendant's Motion to Compel Arbitration was heard on August 21, 2023;
6 WHEREAS, the court granted Defendant's Motion and ordered Plaintiff's individual
7 claims to arbitration;

8 WHEREAS, the arbitration hearing set for November 6-8, 2024, was vacated to allow for
9 the parties to attend mediation;

10 WHEREAS, the attended a mediation with Tripper Ortman for February 21, 2025, but the
11 matter did not settle at mediation;

12 WHEREAS, with the assistance of Mr. Ortman, the parties have reached a settlement in
13 this matter;

14 WHEREAS, the Plaintiff seeks approval of a PAGA settlement in the gross amount of
15 \$800,000.00, on behalf of the State of California and the Aggrieved Employees who are or were
16 employed by Defendant Prime Healthcare Services – Shasta, LLC dba Shasta Regional Medical
17 Center ("SRMC"). The Aggrieved Employees are defined in the context of the Parties'
18 settlement agreement only as follows: All current and former non-exempt, hourly employees
19 working for Defendant in California at any time between December 12, 2021, to November 1,
20 2025;

21 WHEREAS, in light of *Turrieta v. Lyft, Inc.*, 16 Cal. 5th 664 (2024), and the fact that
22 Labor Code § 2699(s)(2) as well as Labor Code § 2699.3(b)(4) permit courts to approve any
23 settlement of any action filed under PAGA without a noticed motion;

24 WHEREAS, Labor Code § 2699(s)(2) requires the Superior Court to review and approve
25 any settlement of any action filed under PAGA, it does not specify how the Court must accept
26 the settlement to be reviewed. Where the course of proceedings is not specifically pointed out by
27 the Code of Civil Procedure or the underlying statute, any suitable process or mode of
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proceeding may be adopted by the Court which may appear most conformable to the spirit of the Code. (*See* CCP § 187);

WHEREAS, the Declaration of Janelle Carney, Declaration of Anna Salusky, Declaration of Frank White Jr., Declaration of Stephen Sloane, and the Proposed Order, detail the facts and demonstrate the reasonableness of the settlement;

NOW, THEREFORE, THE PARTIES STIPULATE AS FOLLOWS:

1. The Parties request that the Court approve the Parties' PAGA settlement as provided in the Declaration of Janelle Carney, **Exhibit 1**, filed concurrently herewith, without a hearing on the motion.
2. Court enter the Proposed Order lodged concurrently herewith approving the settlement.

Dated: 12/11/2025

JANELLE CARNEY- ATTORNEY AT LAW, APC
SALUSKY LAW GROUP, APC

By: /s/ Janelle Carney
Janelle Carney, Attorney for Plaintiff

Dated: 12/11/2025

SEYFARTH SHAW, LLP

By: /s/ Phillip J. Ebsworth
Justin T. Curley
Geoffrey C. Westbrook
Phillip J. Ebsworth
Kyle W. Owen