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Attorneys for Plaintiff David Jacquez, on behalf of himself and all “aggrieved employees” pursuant to Labor Code § 2698 *et seq.*

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES

DAVID JACQUEZ, on behalf of himself and
all “aggrieved employees” pursuant to Labor
Code § 2698 *et seq.*,

Plaintiff,

v.

KSI HOLDINGS, LLC, a Delaware limited
liability company, MCMURRAY STERN,
LLC, a Delaware limited liability company,
and DOES 1 through 10, inclusive,

Defendants.

Case No. 23NWCV01244

*Assigned for all purposes to Judge Olivia
Rosales, Dept. F*

**PLAINTIFF’S REQUEST FOR
DISMISSAL; [PROPOSED] ORDER**

[Filed Concurrently: Declaration of Daniel F.
Gaines in Support of Request for Dismissal of
Representative Action]

Complaint Filed: April 25, 2023

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Dated: May 10, 2024

By: /s/ Daniel F. Gaines
DANIEL F. GAINES
Attorneys for Plaintiff

Based on the Request for Dismissal and the concurrently-filed Declaration of Daniel F. Gaines, it is hereby ORDERED that this action is dismissed WITH PREJUDICE as to Plaintiff's individual claims and WITHOUT PREJUDICE as to the PAGA representative claims.

Dated: _____

JUDGE OF THE SUPERIOR COURT

1 **PROOF OF SERVICE AND CERTIFICATION**

2 I am employed in the County of Ventura, State of California. I am over the age of 18 and not a party to the
3 within action; my business address is 4550 East Thousand Oaks Boulevard, Suite 100, Westlake Village, CA 91362.

4 _____ (For messenger) my business address is:

5 On May 10, 2024, I served the foregoing document described as **PLAINTIFF'S REQUEST FOR**
6 **DISMISSAL; [PROPOSED] ORDER** on the interested parties in this action by placing a true copy thereof enclosed in
7 sealed envelopes addressed as follows:

8 **Carmine J. Pearl, II, Esq.**
9 cj@pearl-legal.com
10 **Jenifer A. Pearl, Esq.**
11 jen@pearl-legal.com
12 **PEARL LEGAL, APC**
13 **9891 Irvine Center Drive, Suite 200**
14 **Irvine, CA 92618**
15 **Cc: Jennifer Allison**
16 jallison@pearl-legal.com

17 _____ (BY ☐ U.S. MAIL/ BY ☐ CERTIFIED MAIL, RETURN RECEIPT REQUESTED) The sealed envelope was
18 mailed with postage thereon fully prepaid. I am "readily familiar" with the firm's practice of collection
19 and processing correspondence for mailing. It is deposited with United States postal service on that same
20 day in the ordinary course of business. I am aware that on motion of party served, service is presumed
21 invalid if postal cancellation date or postage meter date is more than one day after date of deposit for
22 mailing in affidavit.

23 _____ (BY FEDERAL EXPRESS OR OTHER OVERNIGHT SERVICE) I deposited the sealed envelope in a box or
24 other facility regularly maintained by the express service carrier or delivered the sealed envelope to an
25 authorized carrier or driver authorized by the express carrier to receive documents.

26 X (BY ELECTRONIC SERVICE) The above-stated document was submitted for service by electronic
27 transmission on the counsel of record listed above.

28 X (UPLOADED TO LWDA WEB PORTAL) I caused the above-described documents to be delivered to the Labor
& Workforce Development Agency via online process at the PAGA Filing website (www.dir.ca.gov)
in accordance with the procedure imposed by the LWDA.

I certify that the above document was printed on recycled paper.

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

Executed on May 10, 2024, at Westlake Village, California.

/s/ Amelia Booth
AMELIA BOOTH