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8 SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 COUNTY OF SANTA CLARA

10 CAMILLE LAMPKINS, in a Representative
11 capacity only, and on behalf of other members
12 of the general public similarly situated,

13 Plaintiff,

14 vs.

15 BELMONT VILLAGE, L.P., a California
Limited Partnership; and Does 1 through 10,
16 inclusive,

17 Defendants.

Case No. 23CV415220

Assigned for all purposes to:
Hon. Theodore C. Zayner, Dept 19

**JOINT STIPULATION & [PROPOSED]
ORDER SHORTENING TIME TO HEAR
THE UNOPPOSED MOTION FOR
APPROVAL OF PAGA SETTLEMENT**

18 Action Filed: April 25, 2023
19 Trial Date: None Set

20 Plaintiff Camille Lampkins ("Plaintiff") and Defendant Belmont Village, L.P.
21 ("Defendant"), through their respective counsel of record, hereby stipulate and agree as follows:

22 WHEREAS, Plaintiff's lawsuit was initiated on April 25, 2023. Plaintiff's Complaint
23 alleges wage and hour violations under California's Private Attorney General Act, Labor Code
24 §2698 et seq. ("PAGA");

25 WHEERAS, following the exchange of discovery, analysis of numerous sets of time and
26 wage data, and a full day mediation presided over by Lisa Klerman, the Parties reached a proposed
27 settlement that includes a payment of PAGA penalties;

28 ///

1 WHEREAS, the Superior Court must “review and approve” any settlement of PAGA
2 claims pursuant to Cal. Labor Code, § 2699(l);

3 WHEREAS, on October 4, 2024, Plaintiff filed a Motion for Approval of the parties’
4 PAGA Settlement;

5 WHEREAS, the Motion is currently set for hearing on March 19, 2025;

6 WHEREAS, Defendant has confirmed there is no Opposition to the Motion;

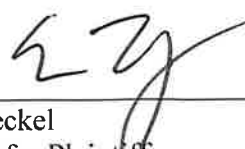
7 WHEREAS, there is good cause for the request as notice to certain ex-employees may be
8 adversely impacted by further delays (*i.e.*, ex-employees may change their mailing address without
9 filing a proper “forwarding address”). In the experience of Plaintiff’s counsel, the Covid-19
10 pandemic caused a great increase in employees moving, or otherwise changing their mailing
11 addresses. Moreover, as Settlement Approval is - and will be - unopposed by any party (as the only
12 two parties who know of the proposed settlement are Plaintiff and Defendant), there is no prejudice
13 to any party, or individual;

14 WHEREAS, it also benefits Defendant to be able to confirm a “proposed” settlement will
15 actually be upheld as “binding,” as soon as possible. Plaintiff was willing to support this request, as
16 Plaintiff believes the allocation to the PAGA employees provides them a significant monetary
17 benefit now, in exchange for the proposed release of claims.

18 NOW THEREFORE, IT IS HEREBY AGREED and jointly requested that the time for
19 hearing Plaintiff’s Motion for PAGA Approval be shortened and heard on the first available date
20 for the Court after January 6, 2025.

21 Sullivan & Yaeckel Law Group, APC

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23 Dated: 10/29/24

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Eric Yaeckel
Counsel for Plaintiff

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26
27 Dated: 10/24/2024

28 O’HAGAN MEYER


Derek Sachs
Counsel for Defendant

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[PROPOSED] ORDER

Upon review of the parties' Stipulation and [Proposed] Order shortening time for hearing on Plaintiff's Motion for Approval of PAGA Settlement, and good cause appearing therefor, the Court hereby grants the parties' request and sets the hearing on Plaintiff's Motion for PAGA Approval for _____, 2025 at _____ a.m. in department 19.

IT IS SO ORDERED.

Dated: _____

HONORABLE THEODORE C. ZAYNER
JUDGE OF THE SUPERIOR COURT