



PELTON GRAHAM

ADVOCATES FOR JUSTICE

February 16, 2023

Taylor B. Graham, Esq.
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VIA ELECTRONIC SUBMISSION

California Labor & Workforce Development Agency
800 Capitol Mall, Suite 5000 (MIC-55)
Sacramento, CA 95814
<http://dir.tfaforms.net/308>

**Re: Private Attorneys General Act (PAGA) Claim Notice
Pursuant to Cal. Lab. Code § 2699.3**

Dear Sir/Madam:

Our offices represent Plaintiffs Darcel Stoner and Peter White (the “Plaintiffs”), and a proposed class of other aggrieved employees in a lawsuit against Contract Sweeping Services, LLC (“CSS”) and SCA of CA, LLC (“SCA”) (together, the “Defendants”). Plaintiffs are employed by Defendants as street sweeper operators performing laborer, workmen, and/or mechanic work on public works projects during the statutory period. For their work on public works projects, however, Defendants did not compensate them at the required prevailing wage rate of per diem wages. Said conduct, in addition to the foregoing, violates Labor Code §§ 1194, 1774, and 1776, and is therefore actionable under Cal. Lab. Code § 2699.3.

A copy of the Complaint filed by Plaintiffs against Defendants in the Superior Court of the State of California, County of Santa Clara, Case No. 23CV410973 (the “Complaint”), is attached hereto. The Complaint (i) identifies the alleged violations, (ii) details the facts and theories which support the alleged violations, (iii) details the specific work performed by Plaintiffs, (iv) sets forth the violations, events, projects, actions and omissions which are at issue to the extent known by Plaintiffs, and (v) sets forth the illegal practices used by Defendants. This information provides notice to the California Labor and Workforce Development Agency of the facts and theories supporting the alleged violations for the agency’s reference. Plaintiffs therefor incorporate the allegations of the attached Complaint into this letter as if fully set forth herein. If the agency needs further information, please do not hesitate to ask.

This notice is provided to enable the Plaintiffs to proceed with their Complaint against Defendants as authorized by Cal. Lab. Code § 2698, *et seq.* As counsel to the Plaintiffs and proposed class of other aggrieved employees, our intention is to vigorously prosecute the claims as alleged in the Complaint, and to procure civil penalties as provided by the Labor Code Private Attorneys General Act of 2004 on behalf of Plaintiffs and all aggrieved California employees.

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We appreciate your attention to this matter. Please feel free to contact the undersigned with any questions or concerns.

Respectfully submitted,

/s/ Taylor B. Graham

Taylor B. Graham, Esq. of
PELTON GRAHAM LLP

Enclosure

cc: Contract Sweeping Services, LLC
c/o California Corporate Agents, Inc.
2108 N Street, Suite C
Sacramento, CA 95816
(via Certified Mail)

SCA of CA, LLC
c/o CT Corporation System
330 North Brand Blvd., #700
Glendale, CA 91203
(via Certified Mail)