

ATTORNEY OR PARTY WITHOUT ATTORNEY: STATE BAR NO.: NAME: Xinying Valerian (SBN 254890); Dan Gildor (SBN 223027) FIRM NAME: VALERIAN LAW, P.C. STREET ADDRESS: 2222 Harold Way CITY: Berkeley STATE: CA ZIP CODE: 94707 TELEPHONE NO.: 510-567-4630 FAX NO.: E-MAIL ADDRESS: xinying@valerian.law; dan@valerian.law ATTORNEY FOR (name): Plaintiff Charles James, on behalf of himself and other aggrieved employees		FOR COURT USE ONLY FILED Superior Court of California County of Alameda 03/17/2025 Chad Flake, Executive Officer / Clerk of the Court By: <u>Dana Fisher</u> Deputy D. Fisher	
SUPERIOR COURT OF CALIFORNIA, COUNTY OF ALAMEDA STREET ADDRESS: 1225 Fallon Street MAILING ADDRESS: 1225 Fallon Street CITY AND ZIP CODE: Oakland 94612 BRANCH NAME:		CASE NUMBER: 23CV32350	
PLAINTIFF/PETITIONER: Charles James, on behalf of himself and other aggrieved employees DEFENDANT/RESPONDENT: Uber Technologies, Inc., et. al. OTHER:		JUDICIAL OFFICER:	
PROPOSED ORDER (COVER SHEET)		DEPT: 16	

NOTE: This cover sheet is to be used to electronically file and submit to the court a proposed order. The proposed order sent electronically to the court must be in PDF format and must be attached to this cover sheet. In addition, a version of the proposed order in an editable word-processing format must be sent to the court at the same time as this cover sheet and the attached proposed order in PDF format are filed.

- Name of the party submitting the proposed order:
Plaintiff Charles James, on behalf of himself and other aggrieved employees
- Title of the proposed order:
(Proposed) Judgment
- The proceeding to which the proposed order relates is:
 - Description of proceeding: Plaintiff's Motion to Approve PAGA Settlement
 - Date and time: March 4, 2025; 2:30 p.m.
 - Place: Rene C. Davidson Courthouse
1225 Fallon Street
Oakland, CA 94612
- The proposed order was served on the other parties in the case.

Dan Gildor

(TYPE OR PRINT NAME)



(SIGNATURE OF PARTY OR ATTORNEY)

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9 Attorneys for Plaintiff

10 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
11 **COUNTY OF ALAMEDA**
12 **UNLIMITED JURISDICTION**

13 CHARLES JAMES, on behalf of himself and
14 other aggrieved employees,

15 Plaintiffs,

16 v.

17 UBER TECHNOLOGIES, INC. and DOES 1
through 10, inclusive,

18 Defendants.
19
20

Case No. 23CV032350

ASSIGNED TO HON. VICTORIA
KOLAKOWSKI FOR ALL PURPOSES

[PROPOSED] JUDGMENT

Date: March 4, 2025

Time: 2:30 p.m.

Dept: 16

Reservation #: 207519825231

21 **RECITALS**

22 WHEREAS, Plaintiff Charles James (the “Plaintiff”) brought a representative PAGA action
23 against Defendant Uber Technologies, Inc. on behalf of the LWDA.

24 WHEREAS, Defendant denies any wrongdoing, fault, violation of law, or liability for
25 damages of any sort.

26 WHEREAS, the Parties entered into a Private Attorneys General Act Settlement Agreement
27 (“Settlement Agreement” or “Settlement”) on February 6, 2025.
28

1 WHEREAS, the Settlement provides that Defendant will make a non-reversionary payment
2 of \$225,000 to settle the PAGA claims.

3 WHEREAS, Plaintiff filed an unopposed motion to approve the Settlement on February 6,
4 2025, that was heard on March 4, 2025.

5 **JUDGMENT**

6 **THE COURT NOW ORDERS AND ADJUDGES AS FOLLOWS:**

7 1. IT IS HEREBY ORDERED THAT upon the Effective Date, Plaintiff, on behalf of
8 the State of California, releases and discharges the Released Parties from any and all Released
9 Claims. The period of the Released Claims shall be for the PAGA Period. Covered Employees shall
10 not have the right to opt out of or object to the Settlement. The Covered Employees are barred by the
11 release of the Released Claims from suing the Released Parties under PAGA for civil penalties
12 arising from the Released Claims regardless of whether they cash or otherwise negotiate their checks
13 representing their Individual PAGA Payment.

14 2. IT IS FURTHER ORDERED that upon the Effective Date, Plaintiff shall be deemed
15 to have released the claims as set forth in Section 5.2 of the Settlement Agreement.

16 3. IT IS FURTHER ORDERED that final judgment be entered on the PAGA claims
17 asserted in the First Amended Complaint in accordance with the terms of the Settlement and this
18 Order. By virtue of this Order, all Covered Employees, including Plaintiff, are permanently barred
19 from prosecuting any of the Released Claims against any of the Released Parties. Furthermore,

20 4. This action is dismissed as follows:

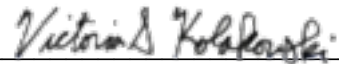
- 21 a. Plaintiff's individual PAGA claims asserted in the First Amended Complaint are
22 hereby dismissed with prejudice;
- 23 b. The PAGA claims asserted in the First through Sixth Cause of Action in the First
24 Amended Complaint as to all Covered Employees including Plaintiff are hereby
25 dismissed with prejudice; and
- 26 c. The PAGA claims asserted in the Seventh Cause of Action in the First Amended
27 Complaint are hereby dismissed without prejudice as to all Covered Employees
28 other than Plaintiff.

1 5. Pursuant to California Code of Civil Procedure section 664.6, the Court retains
2 jurisdiction over the interpretation and implementation of the Settlement Agreement as well as any
3 and all matters arising out of, or related to, the interpretation, implementation, or enforcement of the
4 Settlement Agreement and this Order.

5 6. This Order of Approval and Judgment is final for purpose of appeal and the Clerk is
6 hereby directed to enter judgment thereon.

7
8 **IT IS SO ORDERED**

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10 Dated: 03/17/2025



Hon. Victoria Kolakowski
Judge of the Superior Court
Victoria Kolakowski / Judge

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PROOF OF SERVICE

I, Christina McKenzie, am over the age of 18 years and not a party to this action. I am employed by Valerian Law, P.C., in Alameda County. My business address is: Valerian Law, P.C., 2222 Harold Way, Berkeley, CA 94704 and my electronic service address is: christina@valerian.law. I am readily familiar with the business' practice for filing electronically.

On March 5, 2025, in the matter of *James v. Uber Technologies, Inc.*, Case No. 23CV032350, I served true and correct copies of the following document(s):

• **[PROPOSED] JUDGMENT**

I served the document(s) by the following means:

☒ **By Electronic Mail** – I served the document(s) via electronic mail without transmission error to the email address(es) set forth below, in the ordinary course of business following ordinary business practices, pursuant to CCP § 1010.6(a).

Blair Senesi bsenesi@littler.com Lisa Lin Garcia LLGarcia@littler.com Elizabeth Staggs-Wilson Estaggs-wilson@littler.com Maria Ramos Flores mramosflores@littler.com LITTLER MENDELSON P.C.	Attorneys for Defendant Uber Technologies, Inc.
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I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed in Berkeley, California on March 5, 2025.



Christina McKenzie

SUPERIOR COURT OF CALIFORNIA COUNTY OF ALAMEDA	Reserved for Clerk's File Stamp
COURTHOUSE ADDRESS: Rene C. Davidson Courthouse 1225 Fallon Street, Oakland, CA 94612	FILED Superior Court of California County of Alameda 03/17/2025
PLAINTIFF/PETITIONER: Charles James	Chad Finke, Executive Officer / Clerk of the Court By: <u><i>D. Fisher</i></u> Deputy
DEFENDANT/RESPONDENT: Uber Technologies, Inc.	D. Fisher
CERTIFICATE OF ELECTRONIC SERVICE CODE OF CIVIL PROCEDURE 1010.6	CASE NUMBER: 23CV032350

I, the below named Executive Officer/Clerk of Court of the above-entitled court, do hereby certify that I am not a party to the cause herein, and that on this date I served one copy of the Order (Proposed) Judgment entered herein upon each party or counsel of record in the above entitled action, by electronically serving the document(s) from my place of business, in accordance with standard court practices.

Elizabeth Porter Staggs-Wilson
Littler Mendelson
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Lisa Lin Garcia
Littler Mendelson PC
llgarcia@littler.com

Xinying Valerian
Valerian Law, P.C.
christina@valerian.law

Dated: 03/17/2025

Chad Finke, Executive Officer / Clerk of the Court

By:

D. Fisher

D. Fisher, Deputy Clerk