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8 Attorneys for Plaintiff Kelli Ward,  
9 on behalf of herself and all “aggrieved employees”  
10 pursuant to Labor Code § 2698 *et seq.*

11 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
12 **FOR THE COUNTY OF STANISLAUS**

13 KELLI WARD, on behalf of herself and all  
14 “aggrieved employees” pursuant to Labor  
15 Code § 2698 *et seq.*,

16 Plaintiff,

17 v.

18 DIAMOND BASEBALL HOLDINGS, LLC,  
19 a Delaware limited liability company,  
20 EXPRESS SERVICES, INC., a Colorado  
21 corporation, d/b/a EXPRESS EMPLOYMENT  
22 PROFESSIONALS, and DOES 1 through 10,  
23 inclusive,

24 Defendants.

Case No. CV-26-001521

Assigned to the Hon. John R. Mayne  
Dept. 21

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

[Filed Concurrently: Declaration of Evan S. Gaines in  
Support of Request for Dismissal]

Complaint Filed: February 13, 2026

1 **REQUEST FOR DISMISSAL**

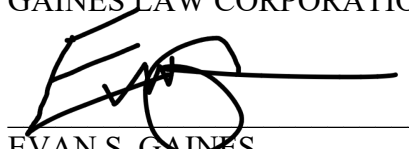
2 Based on the facts set forth in the concurrently-filed Declaration of Evan S. Gaines, Plaintiff  
3 Kelli Ward ("Plaintiff") hereby requests that the Court enter a dismissal of this action ***WITH***  
4 ***PREJUDICE*** as to Plaintiff's individual claims and ***WITHOUT PREJUDICE*** as to the PAGA  
5 representative claims.

6 Dated: July 28, 2026

Respectfully submitted,

7 GAINES LAW CORPORATION

8  
9 By:

  
10 EVAN S. GAINES

11 Attorneys for Plaintiff

12 **ORDER**

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

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17 Dated: \_\_\_\_\_

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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 On July 28, 2026, I served the foregoing document described as **PLAINTIFF'S REQUEST FOR**  
5 **DISMISSAL; [PROPOSED] ORDER** on the interested parties in this action by placing a true copy thereof enclosed in  
6 sealed envelopes addressed as follows:

7 **MORGAN P. FORSEY**  
8 **morgan.forsey@afslaw.com**  
9 **BRETT D. YOUNG**  
10 **brett.young@afslaw.com**  
11 **BRYN R. DOYLE, SBN 366273**  
12 **ARENTFOX SCHIFF LLP**  
13 **555 S. Flower St.**  
14 **43rd Floor**  
15 **Los Angeles, CA 90071**

16 **Attorneys for Defendant**  
17 **EXPRESS SERVICES, INC.**

18 **Adam Y. Siegel Adam.Siegel@jacksonlewis.com**  
19 **Mark Marsenovic Mark.Marsenovic@jacksonlewis.com**  
20 **Arthur Escalante Arthur.Escalante@jacksonlewis.com**  
21 **cc: LADocket LADocket@jacksonlewis.com**

22 **Attorneys for Diamond Baseball Holdings, LLC**

23 On the above date:

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

26   X   (UPLOADED TO LWDA WEB PORTAL) I caused the above-described documents to be delivered to the Labor  
27 & Workforce Development Agency via online process at the PAGA Filing website ([www.dir.ca.gov](http://www.dir.ca.gov))  
28 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 July 28, 2026, at Westlake Village, California.

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30 \_\_\_\_\_  
31 Evan S. Gaines