VENTURA SUPERIOR COURT
FILED
10/28/2026
K. Bieker
Executive Officer and Clerk
Joan Foster

Ventura Superior Court transmitted through eFiling 10/13/2026 10:25:10 AM

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Attorneys for Defendant
T ENTERPRISES, INC., a Mississippi Corporation, doing business as 1VISION

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF VENTURA

CHAD SWANNIE, on behalf of himself as an aggrieved employee, pursuant to Labor Code § 2698 *et seq.,*

Plaintiff,

v.

T ENTERPRISES, INC., a Mississippi Corporation, doing business as 1VISION, and DOES 1 through 10, inclusive,

Defendants.

Case No. 2025CUOE054192

Assigned to the Hon. Charmaine H. Buehner, Dept. 44

JOINT STIPULATION AND ~~[PROPOSED]~~ ORDER DISMISSING ENTIRE ACTION WITHOUT PREJUDICE

[Labor Code § 2698 *et seq.*; Code Civ. Proc. § 581]

Complaint Filed: November 13, 2025

STIPULATION

WHEREAS, on November 13, 2025, Plaintiff CHAD SWANNIE ("Plaintiff"), on behalf of himself as an aggrieved employee, filed a Representative Action Complaint for Penalties (the "Complaint") against Defendant T ENTERPRISES, INC., a Mississippi Corporation, doing business as 1VISION ("Defendant") (together with Plaintiff, the "Parties"), pursuant to the Labor Code Private Attorneys General Act of 2004 ("PAGA"), Labor Code § 2698 *et seq.*, seeking civil penalties for alleged violations of the California Labor Code (the "Action");

WHEREAS, the Complaint seeks civil penalties solely on behalf of Plaintiff, and Plaintiff is the only aggrieved employee on whose behalf civil penalties are sought in the Action;

WHEREAS, on January 2, 2026, Defendant filed its Answer to the Complaint;

WHEREAS, Defendant thereafter filed a Motion to Dismiss Based on Pendency of Related Litigation (the "Motion"), based on the pendency of a related action between the Parties in the United States District Court for the Southern District of Mississippi, Northern Division, captioned *T. Enterprises, Inc. v. Chad Swannie*, Civil Action No. 3:25-cv-00453-HTW-LGI (the "Mississippi Action");

WHEREAS, the Parties have since reached an agreement resolving the Mississippi Action, the terms of which require the dismissal of this Action, in its entirety, without prejudice (the "Agreement");

WHEREAS, the Agreement does not release or waive any claim for civil penalties under PAGA on behalf of the State of California, the Labor and Workforce Development Agency, or any other person, and does not allocate or provide for the payment of any PAGA civil penalties or otherwise provide consideration for the dismissal of the PAGA claims. Because the dismissal is without prejudice, it does not adjudicate or bar any claim of the State of California;

WHEREAS, Plaintiff will submit a copy of any order entered on this Stipulation to the Labor and Workforce Development Agency within ten (10) days of its entry, consistent with Labor Code section 2699, subdivision (s)(3); and

WHEREAS, dismissal of the Action renders the Motion moot.

NOW, THEREFORE, IT IS HEREBY STIPULATED by and between the Parties, through their respective attorneys of record, as follows:

1. The Action is dismissed in its entirety without prejudice, including all claims for civil penalties asserted under PAGA on behalf of Plaintiff as an aggrieved employee;

2. Defendant's Motion to Dismiss Based on Pendency of Related Litigation is withdrawn as moot, and the hearing thereon shall be taken off calendar; and

3. Each Party shall bear its own attorneys' fees and costs.

IT IS SO STIPULATED.

Dated: October 13, 2026

For Plaintiff CHAD SWANNIE:

GAINES LAW CORPORATION

By: _____
Evan S. Gaines, Esq.

Dated: October 13, 2026

For Defendant T ENTERPRISES, INC., dba 1VISION:

PHELPS DUNBAR LLP

By: */s/ Charles C. Flanders**
Charles C. Flanders, Esq.
* as authorized by e-mail on October 13, 2026

O R D E R

The Court, having reviewed the Parties' Joint Stipulation, and good cause appearing, hereby ORDERS as follows:

1. The action is DISMISSED WITHOUT PREJUDICE in its entirety, including all claims for civil penalties asserted under the Labor Code Private Attorneys General Act of 2004;

2. Defendant's Motion to Dismiss Based on Pendency of Related Litigation is taken off calendar as moot; and

3. Each Party shall bear its own attorneys' fees and costs.

IT IS SO ORDERED.

Dated: 10/19/2026

JUDGE OF THE SUPERIOR COURT

PROOF OF SERVICE AND CERTIFICATION

I am employed in the County of Ventura, State of California. I am over the age of 18 and not a party to the action. My business address is 4550 E. Thousand Oaks Blvd., Suite 100 Westlake Village, CA 91362.

_____ (For messenger) my business address is:

On October 13, 2026, I served the foregoing document described as **JOINT STIPULATION AND [PROPOSED] ORDER DISMISSING ENTIRE ACTION WITHOUT PREJUDICE** on the interested parties in this action by placing a true copy thereof enclosed in sealed envelopes addressed as follows:

PHELPS DUNBAR LLP
Charles C. Flanders – Charles.flanders@phelps.com
II City Plaza
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Baton Rouge, LA 70802

MUNCK WILSON MANDALA, LLP
Jenifer C. Wallis – jwallis@munckwilson.com
1925 Century Park East, Suite 2300
Los Angeles, CA 90067

Attorneys for Defendant T ENTERPRISES, INC., dba 1VISION
(Served via email only)

On the above date:

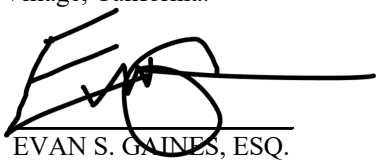
_____ (BY x U.S. MAIL/ BY□ CERTIFIED MAIL, RETURN RECEIPT REQUESTED) The sealed envelope was mailed with postage thereon fully prepaid. I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. It is deposited with United States postal service on that same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

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

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 October 13, 2026, at Westlake Village, California.



EVAN S. GAINES, ESQ.