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SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF SAN JOAQUIN

BAKTASH TAREEN, on behalf of himself and
in his representative capacity on behalf of the
State of California, and all other aggrieved
employees,

Plaintiff,

v.

DORNOCH, INC., a California corporation,
THOMAS NOKES, an individual, BRIAN
NOKES, an individual, and DOES 1-25

Defendants.

Case No: STK-CV-UOE-2023-0008133

**[PROPOSED] JUDGMENT APPROVING
PAGA SETTLEMENT**

[Complaint Filed: July 31, 2023]

Hearing Date:
Time: 9:00 a.m.
Dept: 11A
Hon. Esmeralda Zendejas

Plaintiff's Motion for Approval of California Labor Code Private Attorneys General Act of 2004 ("PAGA") Settlement ("Motion") in the above-captioned action, having come before the Court for a hearing on the date indicated above, and the Court being duly apprised of the premises, and good cause appearing, therefore,

IT IS HEREBY ORDERED, AJUDICATED, and DECREED THAT:

1. Plaintiff's Motion for Approval of California Labor Code Private Attorneys General Act of 2004 ("PAGA") Settlement is **GRANTED**, and the settlement of this action is hereby **APPROVED**.

2. Capitalized terms in this Approval Order shall have the same meaning they are given in the PAGA Settlement Agreement attached as Exhibit C to the Declaration of Harris Emran filed in support of the Motion;

3. Phoenix Class Action Administration Solutions is approved to serve as the Settlement Administrator and is hereby authorized to perform all of the duties assigned to it in the Settlement Agreement and to disburse the following from the Gross Settlement Amount in accordance with the terms of the PAGA Settlement and Release:

- a. Plaintiff's Individual Settlement Payment in the amount of Sixty Five Thousand Dollars and Zero Cents (\$65,000.00) of which, Twenty One Thousand Four Hundred Fifty Dollars and Zero Cents (\$21,450.00) will be allocated to Plaintiff's Counsel and Forty Three Thousand Five Hundred Fifty Dollars and Zero Cents (\$43,550.00) to Plaintiff for release of his individual claims consisting of 1) one payment in the amount of Six Thousand Five Hundred Dollars and Zero Cents (\$6,500.00) for Plaintiff's alleged wage damages and 2) one payment in the amount of Thirty Seven Thousand Fifty Dollars and Zero Cents (\$37,050.00) for Plaintiff's alleged non-wage damages;
- b. Attorneys' fees and costs to Plaintiff's Counsel for prosecution of the PAGA Claim in the amount of Fifty Thousand Seven Hundred Fifty Dollars and Zero Cents (\$50,750.00) for attorneys' fees and up to Thirteen Thousand Five Hundred Dollars and Zero Cents (\$13,500.00), for the costs incurred in this matter. Plaintiff's Counsel is directed to submit their final costs to the Settlement Administrator after receipt of this order approving the PAGA Settlement and Phoenix is directed to only reimburse the actual costs incurred;
- c. Settlement Administration Costs in the amount of Three Thousand Five Hundred Dollars and Zero Cents (\$3,500.00) for administration of this Settlement;
- d. The remaining Net Settlement Amount ("PAGA Penalties"), estimated to be Seventy-Seven Thousand Two Hundred Fifty Dollars and Zero Cents (\$77,250.00), as payment to the LWDA and the Aggrieved Employees with

seventy-five percent (75%), estimated to be Fifty Seven Thousand Nine Hundred Thirty-Seven Dollars and Fifty Cents (\$57,937.50) of the Net Settlement Amount shall be distributed to the LWDA ("LWDA PAGA Payment") and the remaining twenty-five percent (25%), estimated to be Nineteen Thousand Three Hundred Twelve Dollars and Fifty Cents (\$19,312.50) shall be distributed to the PAGA Settlement Members ("Individual PAGA Payment").

4. The State of California and all PAGA Group Members (including Plaintiff) are hereby deemed to have, and by operation of this Approval Order and Judgment shall have, expressly released, waived, and discharged Defendants and each and all of the Released Parties from the Released PAGA Claims, including, demands, liabilities, damages, attorneys' fees, costs and penalties that could have been recovered and they shall be bound by this Approval Order and Judgment and be forever barred from suing the Released Parties on any of the Released PAGA Claims;

5. Judgment shall be entered forthwith in accordance with the foregoing, with each side to pay his or its own attorneys' fees and costs except as expressly set forth in the PAGA Settlement Agreement;

6. Plaintiff shall give notice of this Judgment to the Labor and Workforce Development Agency within ten (10) days after entry of the Judgment or order pursuant to California Labor Code section 2699(1)(3); and

7. The Court retains exclusive and continuing jurisdiction over this Action for purposes of supervising, administering, implementing, interpreting, and enforcing this Order and Judgment, as well as the Settlement.

LET JUDGMENT BE FORTHWITH ENTERED ACCORDINGLY. IT IS SO ORDERED.

Dated:

HONORABLE ESMERALDA ZENDEJAS
JUDGE OF THE SUPERIOR COURT