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Attorneys for Plaintiffs Aram Rosas and David Barrientos

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES**

ARAM ROSAS and DAVID BARRIENTOS,
as aggrieved employees pursuant to the Private
Attorneys General Act ("PAGA"), on behalf of
the State of California and other aggrieved
employees,

Plaintiffs,

vs.

LONG BEACH LINCOLN MERCURY, INC.,
a Delaware corporation; PACIFIC FORD, INC.,
a Delaware corporation; and DOES 1 through
10, inclusive,

Defendants.

Case No. 23STCV08854

Assigned to the Hon. Lia Martin

**~~PROPOSED~~ ORDER APPROVING THE
PARTIES' PAGA SETTLEMENT
AGREEMENT AND JUDGMENT**

Date: December 24, 2024
Time: 9:00 a.m.
Place: Department 3

Complaint Filed: April 21, 2023
Trial Date: None Set

FILED
Superior Court of California
County of Los Angeles

03/28/2025

David W. Slybia, Executive Officer / Clerk of Court

By: A. Cisneros Deputy

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1 finding of the validity of any allegations or of any wrongdoing by Defendant. Neither this Order and
2 Judgment, the Settlement, nor any document referred to herein, nor any action taken to carry out the
3 Settlement, may be construed as, or may be used as, an admission of any fault, wrongdoing, omission,
4 concession, or liability whatsoever by or against Defendant.

5 8. The Court approves the gross settlement amount of \$300,000. After deducting the
6 approved amounts for attorneys' fees and costs, Representative Plaintiff Payments, and settlement
7 administration costs, the net settlement amount of \$148,000 will be allocated as follows: Seventy-Five
8 Percent (75%), or approximately \$111,000, shall be paid to the California Labor and Workforce
9 Development Agency, and the remaining Twenty-Five Percent (25%), or approximately \$37,000, shall
10 be paid to Aggrieved Employees.

11 9. The Court hereby awards \$100,000 in attorneys' fees and \$27,000 costs to Plaintiffs'
12 Counsel, Capstone Law APC.

13 10. The Court approves Representative Plaintiff Payments of \$10,000, each, to Aram Rosas
14 and David Barrientos.

15 11. The Court appoints Phoenix Settlement Administrators to serve as the Settlement
16 Administrator, and approves Settlement Administration Costs of \$5,000.

17 12. This Judgment shall be binding on all Aggrieved Employees and the State of California,
18 who are hereby barred by the doctrine of res judicata from re-litigating the PAGA Released Claims
19 during the Representative Period, as those terms are defined by the Settlement. *See Arias v. Superior*
20 *Court*, 46 Cal. 4th 969, 986 (2009) (holding that a judgment in a representative action brought by an
21 aggrieved employee under PAGA is binding not only on the named employee plaintiff but also on state
22 labor law enforcement agencies and any aggrieved employee not a party to the proceeding).

23 13. Without affecting the finality of the Order and Judgment, the Court shall retain exclusive
24 and continuing jurisdiction under California Code of Civil Procedure § 664.6, over the above-captioned
25 action and the parties for purposes of enforcing the terms of the Judgment and the Settlement.

26 **IT IS SO ORDERED, ADJUDGED, AND DECREED.**

27 Date 03/28/2025



Lia Martin

Hon. Lia Martin
Los Angeles County Superior Court Judge
Lia Martin / Judge