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Superior Court of California,
County of Los Angeles
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David W. Slayton,
Executive Officer/Clerk of Court,
By C. Davila, Deputy Clerk

Attorney for Plaintiff
Coreen Gonzalez

SUPERIOR COURT OF CALIFORNIA
COUNTY OF LOS ANGELES

COREEN GONZALEZ, on behalf of herself and all aggrieved employees,	) NO. 23TRCV02986
	)
Plaintiff,	) 1. Unpaid Wages Violations
	) 2. Meal Period Violations
v.	) 3. Rest Period Violations
	) 4. Wage Statement Penalty
STELLANT SYSTEMS, INC., and DOES 1 to 100,	) 5. Waiting Time Penalties
	) 6. Unfair Competition
Defendants.	) 7. PAGA Penalties
	)

PRELIMINARY ALLEGATIONS

1. Plaintiff Coreen Gonzalez is a resident of Los Angeles County.
2. Defendant Stellant Systems, Inc. is a corporation based in Los Angeles County; Stellant Systems, Inc. is a manufacturing company and therefore Wage Order 4 applies.
3. Plaintiff does not know the names and capacities of Does 1 to 100 and therefore use fictitious names. Plaintiff will amend pursuant to Code of Civil Procedure section 474 when the names and capacities are known.
4. The named and Doe defendants are referred to as "Defendants" and are the alter ego of each other and are collectively liable for the acts below.
5. Defendants operate locations in Torrance and Folsom—Plaintiff worked in Torrance.

1 6. Plaintiff and the aggrieved employees were not paid for all hours worked, did not receive
2 compliant meal and rest breaks, and are owed wage statement penalties and waiting time penalties.

3 7. On June 27, 2023 Plaintiff sent a PAGA letter to Stellant Systems, Inc. and uploaded the
4 PAGA letter to the LWDA website. Since it has been more than 65 days, Plaintiff may now request
5 PAGA penalties.

6
7 FIRST CAUSE OF ACTION

8 UNPAID WAGES VIOLATIONS

9 Against All Defendants

10 8. Plaintiff incorporates by reference paragraphs 1 to 7 of the complaint.

11 9. Plaintiff was not paid for hours worked off the clock which included unpaid overtime.

12 10. Therefore pursuant to Labor Code section 1194, Plaintiff is entitled to all unpaid wages
13 including overtime, plus interest, costs, and attorney fees.

14
15 SECOND CAUSE OF ACTION

16 MEAL PERIOD VIOLATIONS

17 Against All Defendants

18 11. Plaintiff incorporates by reference paragraphs 1 to 7 of the complaint.

19 12. Pursuant to Labor Code section 512 and Wage Order 4, Plaintiff should have received
20 thirty-minute meal periods for every five hours of work.

21 13. Plaintiff did not receive compliant meal periods, thus pursuant to Labor Code section 226.7,
22 Plaintiff is entitled to an additional hour of compensation for each missed meal period at the regular
23 rate of pay.

24
25 THIRD CAUSE OF ACTION

26 REST PERIOD VIOLATIONS

27 Against All Defendants

28 14. Plaintiff incorporates by reference paragraphs 1 to 7 of the complaint.

1 15. Pursuant to Wage Order 4, Plaintiff should have received ten-minute rest periods for every
2 four hours of work.

3 16. Plaintiff did not receive these rest periods as she could not leave the premises, thus Plaintiff
4 is entitled to additional hours of compensation for each time they missed a rest period at the regular
5 rate of pay.

6
7 FOURTH CAUSE OF ACTION
8 WAGE STATEMENT PENALTIES
9 Against All Defendants

10 17. Plaintiff incorporates by reference paragraphs 1 to 7 of the complaint.

11 18. The wage statements did not comply with Labor Code section 226 since they did not list all
12 hours worked.

13 19. As a result, Plaintiff is entitled to wage statement penalties, and attorney fees.

14
15 FIFTH CAUSE OF ACTION
16 WAITING TIME PENALTIES
17 Against All Defendants

18 20. Plaintiff incorporates by reference paragraphs 1 to 7 of the complaint.

19 21. Plaintiff is still owed wages for work performed off the clock.

20 22. Thus, waiting time penalties under Labor Code section 203 apply.

21
22 SIXTH CAUSE OF ACTION
23 UNFAIR COMPETITION
24 Against All Defendants

25 23. Plaintiff incorporates by reference paragraphs 1 to 7 of the complaint.

26 24. Defendants engaged in the unlawful prong of the Unfair Competition Law, which included
27 taking not paying all wages and premium pay.

28 25. Pursuant to Business and Professions Code section 17203, restitution applies.

SEVENTH CAUSE OF ACTION

PAGA PENALTIES

Against All Defendants

26. Plaintiff incorporates by reference paragraphs 1 to 7 of the complaint.

27. The PAGA penalties contained in Labor Code sections 558 and 1197.1 apply to the unpaid wages violations.

28. The PAGA penalties in Labor code 558 and 2699 apply to the missed meal breaks.

29. The PAGA penalties in Labor Code section 2699 apply to the rest break violations

30. The PAGA penalties in Labor Code section 2699 apply to the wage statement violations.

31. The PAGA penalties in Labor Code section 2699 apply to the waiting time penalties.

32. Plaintiff complied with the procedure in Labor Code section 2699.3.

33. Thus Plaintiff is also entitled to attorney fees under Labor Code section 2699.

PRAYER

First Cause of Action

1. Payment of all unpaid wages plus interest

2. Attorney fees and costs

3. Other relief the court deems proper

Second Cause of Action

1. Premium pay for each missed break

2. Interest

3. Other relief the court deems proper

Third Cause of Action

1. Premium pay for each missed break

2. Interest

3. Other relief the court deems proper

1 Fourth Cause of Action

2 1. Wage statement penalties

3 2. Attorney fees and costs

4

5 Fifth Cause of Action

6 1. Waiting time penalties

7

8 Sixth Cause of Action

9 1. Restitution

10 2. Attorney fees under CCP 1021.5

11 3. Other relief the court deems proper

12

13 Seventh Cause of Action

14 1. All applicable PAGA penalties

15 2. Attorney fees and costs

16 3. Other relief the court deems proper

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18 Date: September 11, 2023

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Attorney for Plaintiff
Coreen Gonzalez

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