

DIVERSITY LAW GROUP, P.C.
Larry W. Lee (State Bar No. 228175)
lwlee@diversitylaw.com
Simon L. Yang (State Bar No. 260286)
sly@diversitylaw.com
515 South Figueroa Street, Suite 1250
Los Angeles, California 90071
Telephone: (213) 488-6555
Facsimile: (213) 488-6554

POLARIS LAW GROUP
William L. Marder (State Bar No. 170131)
bill@polarislawgroup.com
501 San Benito Street, Suite 200
Hollister, California 95023
Telephone: (831) 531-4214
Facsimile: (831) 634-0333

Attorneys for Plaintiff

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF KERN**

PAUL ESPARZA, as an individual and on behalf
of all others similarly situated, and as a private
attorney general,

Plaintiff,

vs.

SCIENTIFIC DRILLING INTERNATIONAL,
INC., a Texas corporation; and DOES 1 through
50, inclusive,

Defendants.

Case No. BCV-23-101895

[Hon. T. Mark Smith, Department T2]

**~~PROPOSED~~ ORDER GRANTING
MOTION FOR APPROVAL OF PAGA
SETTLEMENT AND FINAL JUDGMENT**

Date: January 15, 2025
Time: 8:30 a.m.
Courtroom: T2

Complaint Filed: June 16, 2023
FAC Filed: August 11, 2023

1 The motion for an Order Granting Approval of PAGA Settlement was filed by Plaintiff, Paul
2 Esparza, on December 18, 2024, and a hearing was held before this Court on October 24, 2024.

3 After considering the papers and evidence, arguments of counsel, and all other matters presented
4 to the Court, and having taken the matter under submission, **IT IS HEREBY ORDERED AND**
5 **ADJUDGED** as follows:

6 1. The motion for approval of the Labor Code Private Attorneys General Act of 2004
7 (“PAGA”) settlement is granted. Plaintiff has fairly and adequately protected the interests of the State,
8 and Plaintiff’s Counsel are qualified to serve as counsel for the Plaintiff in his individual and
9 representative capacity. The PAGA Settlement Agreement (the “Agreement”) submitted by the Parties
10 appears to be fair, adequate, and reasonable in light of PAGA’s policies and in furtherance of PAGA’s
11 purposes.

12 2. The Parties are hereby ordered to carry out the terms of the Agreement.

13 3. Within 30 days, Defendant, Scientific Drilling International, Inc., is hereby ordered to
14 deposit the \$100,000.00 Settlement Amount with Phoenix Settlement Administrators (the
15 “Administrator”).

16 4. Within seven days after receipt of the Settlement Amount, the Administrator shall
17 distribute the Settlement Amount as follows:

- 18 • \$35,000.00 as Attorneys’ Fees to Plaintiff’s Counsel;
- 19 • \$10,485.24 as Costs to Plaintiff’s Counsel;
- 20 • \$2,500.00 as Administration Costs to the Administrator;
- 21 • \$10,000.00 as a General Release Payment to Plaintiff;
- 22 • \$31,511.07 as PAGA Penalties to the Labor and Workforce Development Agency; and
- 23 • \$10,503.69 as PAGA Penalties to Aggrieved Employees based on the number of relevant
24 pay periods worked by each Aggrieved Employee.

25 5. The Court grants approval of the settlement in accordance with the terms of the
26 Agreement and this Order.

27 6. The Court hereby enters Final Judgment. Without affecting the finality of the Order and
28 Final Judgment filed herewith, the Court reserves continuing jurisdiction over the Action, Plaintiff, and

1 Defendant for the purposes of (i) the interpretation and enforcement of the terms of the settlement, (ii)
2 settlement administration matters, and (iii) post-Judgment matters as may be appropriate under Court
3 rules or as set forth in the Agreement.

4 7. Except as otherwise provided in the Agreement, the Parties are to bear their own costs
5 and attorneys' fees.

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

7 DATED: January 16, 2025, 2025



JUDGE OF THE SUPERIOR COURT

Signed: 1/16/2025 02:16 PM

9 8. Final Accounting Hearing is set for May 15, 2025, 8:30 am, Dept. T-2. A final
10 accounting report shall be filed no later than May 8, 2025.