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MAR 28 2024  
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Attorneys for Plaintiff Rigoberto Rodriguez-Gonzalez on behalf of himself and on behalf of all similarly situated individuals

**SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF SAN JOAQUIN**

RIGOBERTO RODRIGUEZ-GONZALEZ, on  
behalf of himself and on behalf of all similarly  
situated individuals,

Plaintiff,

v.

BOGDAN DELIVERY LLC, a Washington  
limited liability company, and DOES 1 through  
10, inclusive,

Defendants.

CASE NO: STK-CV-UOE-2023-8229

*Assigned to the Hon. George J. Abdallah,  
Dept. 10A*

**PLAINTIFF'S REQUEST FOR  
DISMISSAL OF CLASS AND  
REPRESENTATIVE ACTION;  
[PROPOSED] ORDER**

[Filed Concurrently: Declaration of Daniel F.  
Gaines in Support of Request for Dismissal of  
Class and Representative Action]

*Action Filed: August 3, 2023*

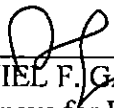
MAR 26 2024  
FILE BY FAX

1 REQUEST FOR DISMISSAL

2 Based on the facts set forth in the concurrently-filed Declaration of Daniel F. Gaines, Plaintiff  
3 Rigoberto Rodriguez-Gonzalez hereby requests that the Court enter a dismissal of this action **WITH**  
4 **PREJUDICE** as to Plaintiff's individual claims and **WITHOUT PREJUDICE** as to the class and  
5 representative action claims.

6 Dated: March 25, 2024

Respectfully submitted,  
GAINES & GAINES, APLC

7  
8 By: 

DANIEL F. GAINES  
Attorneys for Plaintiff

10  
11 [PROPOSED] ORDER

12 Based on the Request for Dismissal and the concurrently-filed Declaration of Daniel F.  
13 Gaines, it is hereby ORDERED that this action is dismissed WITH PREJUDICE as to Plaintiff's  
14 individual claims and WITHOUT PREJUDICE as to the class and representative action claims.

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16 Dated: March 28, 2024

  
JUDGE OF THE SUPERIOR COURT

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**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 within action. My business address is 4550 E. Thousand Oaks Blvd., Suite 100 Westlake Village, CA 91362.

\_\_\_\_ (For messenger) my business address is:

On March 25, 2024, I served the foregoing documents described as **PLAINTIFFS REQUEST FOR DISMISSAL OF CLASS AND REPRESENTATIVE ACTION, PROPOSED ORDER** on the interested parties in this action by placing a true copy thereof enclosed in sealed envelopes addressed as follows:

**LANE POWELL PC**  
BETH G. JOFFE, *pro hac vice* to be filed  
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Attorneys for Defendant

On the above date:

  X   (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.

  X   (UPLOADED TO LWDA WEB PORTAL) I caused the above-described documents to be delivered to the Labor & Workforce Development Agency via online process at the PAGA Filing website ([www.dir.ca.gov](http://www.dir.ca.gov)) in accordance with the procedure imposed by the LWDA.

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 March 25, 2024, at Westlake Village, California.

  
\_\_\_\_\_  
JEREMY REYES