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Attorneys for Plaintiffs Juan Rodriguez Jr., Luis Ruiz, John Locke, Billy Pierce, and Marvin Pena,
on behalf of themselves and all "aggrieved employees" pursuant to Labor Code § 2698 *et seq.*

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

JUAN RODRIGUEZ JR., on behalf of himself
and all "aggrieved employees" pursuant to
Labor Code § 2698 *et seq.*,

Plaintiff,

v.

LAHHAM AUTOMOTIVE, INC., a California
corporation, and DOES 1 through 10,
inclusive,

Defendants.

CASE NO: STK-CV-UOE-2023-9779

*Assigned to the Hon. Erin Guy Castillo, Dept.
10B*

**PLAINTIFFS' 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]

*Complaint Filed: September 13, 2023
FAC Filed: May 23, 2024*

1 REQUEST FOR DISMISSAL

2 Based on the facts set forth in the concurrently-filed Declaration of Daniel F. Gaines, Plaintiffs
3 Juan Rodriguez Jr., Luis Ruiz, John Locke, Billy Pierce, and Marvin Pena (collectively, "Plaintiffs")
4 hereby request that the Court enter a dismissal of this action **WITH PREJUDICE** as to Plaintiffs'
5 individual claims and dismissal **WITHOUT PREJUDICE** as to the class and representative action
6 claims.

7 Dated: December 10, 2024

Respectfully submitted,
GAINES & GAINES, APLC

8
9 By: Daniel Gaines
10 DANIEL F. GAINES
11 Attorneys for Plaintiffs

12 [PROPOSED] ORDER

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

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18 Dated: 12-17-24

Esmeralda Zendejas
JUDGE OF THE SUPERIOR COURT

20 ESMERALDA ZENDEJAS

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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 East Thousand Oaks Boulevard, Suite 100, Westlake Village, CA 91362.

____ (For messenger) my business address is:

On December 10, 2024, I served the foregoing document described as **PLAINTIFFS' REQUEST FOR DISMISSAL OF CLASS AND REPRESENTATIVE ACTION; [PROPOSED] ORDER** on the interested parties in this action as follows:

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____ (BY ☐ 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 pursuant to an agreement between counsel 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) in accordance with the procedure imposed by the LWDA.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on December 10, 2024, at Westlake Village, California.

/s/ Amelia Booth
AMELIA BOOTH