

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

MARK RIVAS, individually and on
behalf of other aggrieved employees
pursuant to the California Private
Attorneys General Act,

Plaintiff,

v.

SOLV ENERGY, LLC,

Defendant.

Case No.: 23cv2330-LL-DEB

**ORDER GRANTING STIPULATION
FOR APPROVAL OF PAGA
SETTLEMENT AND DISMISSAL OF
ACTION**

[ECF No. 21]

On November 6, 2024, the parties jointly filed a Stipulation for Approval of PAGA Settlement and Dismissal of Action (“Joint Motion and Stipulation”).¹ ECF No. 21. The parties seek the Court’s approval of their settlement agreement that would, *inter alia*, dismiss Plaintiff’s individual claims with prejudice, and dismiss without prejudice the representative PAGA claims of aggrieved employees, other than those of Plaintiff. *Id.* at 3. On November 14, 2024, Plaintiff’s counsel filed a declaration per the Court’s order

¹ The Court construes the Stipulation as a Joint Motion pursuant to Civil Local Rule 7.2. PAGA refers to the California Private Attorneys General Act, sections 2698 to 2699.8 of the California Labor Code.

1 confirming the filing of the proposed settlement to the California Labor and Workforce
2 Development Agency (“LWDA”) pursuant to section 2699(s) of the California Labor
3 Code. ECF Nos. 23, 24.

4 Having reviewed the settlement agreement and finding it is fair, adequate, and
5 reasonable, the Court **GRANTS** the Joint Motion and Stipulation as follows:

6 1. The PAGA settlement described herein, which settles and releases Plaintiff’s
7 PAGA claim on an individual basis only, as set forth in the PAGA Settlement Agreement
8 attached as Exhibit A to ECF No. 21, is hereby approved;

9 2. Defendant shall make the payments described in the PAGA Settlement
10 Agreement, as set forth in Exhibit A to ECF No. 21;

11 3. Plaintiff’s individual claims are hereby **dismissed with prejudice**;

12 4. The PAGA claims of Aggrieved Employees as defined in the lawsuit are
13 **dismissed without prejudice**, except as to Plaintiff as set forth in the parties’ Joint Motion
14 and Stipulation [ECF No. 21] and in Exhibit A to ECF No. 21;

15 5. The lawsuit is hereby **dismissed in its entirety** as to all parties as set forth in
16 Exhibit A to ECF No. 21;

17 6. All parties shall bear their respective fees and costs except as expressly
18 provided in the settlement of Plaintiff’s individual claims; and

19 7. The PAGA Settlement shall be enforceable by the court. However, to the
20 extent that the parties request that the undersigned “retain exclusive and continuing equity

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jurisdiction of this lawsuit over all parties and Aggrieved Employees to interpret and enforce the terms, conditions, and obligation of the Agreement,” the undersigned declines to do so.

Accordingly, the Court directs the Clerk of Court to close this case.

IT IS SO ORDERED.

Dated: December 3, 2024



Honorable Linda Lopez
United States District Judge