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FILED
Superior Court of California
County of Los Angeles
07/19/2022

Sherri R. Carter, Executive Officer / Clerk of Court

By: M. Mort Deputy

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF LOS ANGELES**

LUIS A. RENDON, an individual, on behalf of
himself and on behalf of all persons similarly
situated,

Plaintiff,

v.

HEALTHCARE INVESTMENTS, INC. (dba
Rosecrans Care Center), a California
Corporation; and Does 1 through 50, Inclusive,

Defendants.

Case No: 20STCV39775

Action Filed: October 10, 2020

**~~PROPOSED~~ ORDER GRANTING
PLAINTFF'S MOTION TO APPROVE
PAGA SETTLEMENT**

Date: May 31, 2022

Time: 8:30 a.m.

Dept.: 72

Judge: Hon. Curtis A. Kin

1 Plaintiff Luis A. Rendon (“Plaintiff”) moves for approval of the settlement of Plaintiff’s
2 claims under the California Labor Code Private Attorneys General Act (“PAGA”), pursuant to
3 California Labor Code § 2699(1), against Defendant Healthcare Investments, Inc. (“Defendant”).

4 Plaintiff exhausted all administrative remedies required to bring the PAGA claims asserted
5 in this action and is authorized to act as a private attorney general with respect to the PAGA claims
6 being released under the terms of the Stipulation of Settlement of PAGA Claims and Release of
7 PAGA Claims (“Settlement Agreement”). The California Labor Workforce Development Agency
8 was provided with notice of the settlement and the motion for approval of the settlement via its
9 online process and no objection has been received to the settlement or the motion from the Labor
10 Workforce Development Agency. The Parties seek approval of the settlement of Plaintiff’s PAGA
11 claims and the Settlement Sum to be paid as part of the settlement as set forth in the Settlement
12 Agreement which was filed with the Court. The settlement provides for a Settlement Sum in the
13 total sum of \$282,500, which includes the Net PAGA Payment, Plaintiff’s Counsel attorneys’ fees
14 in the amount of \$94,166.66, Plaintiffs’ Counsel litigation expenses in the amount of up to \$20,000
15 and a Settlement Administrator Fee in an amount not to exceed \$8,000. The Net PAGA Payment is
16 the amount remaining from the Settlement Sum after the deduction of the Settlement Administration
17 Fee, Plaintiff’s Counsel’s Fee Amount and Plaintiffs’ Counsels’ Cost Amount. The Settlement
18 Administrator will be ILYM. The Court approved the Settlement Sum and the distributions of the
19 Settlement Sum as set forth above.

20 The Court, having reviewed the evidence and papers submitted and argument of counsel,
21 pursuant to Labor Code section 2699(1)(2) hereby GRANTS the Parties’ motion and approves the
22 PAGA settlement as set forth in the Settlement Agreement and the Settlement Sum, which shall be
23 allocated and paid out as set forth in the Settlement Agreement.

24 The “Aggrieved Employees” are defined as “all of Defendant’s current and former non-
25 exempt employees employed in California during the PAGA Period.” The PAGA Period is April 6,
26 2019 through December 13, 2021. Upon entry of Judgment and funding in full of the Settlement by
27 Defendant, the Released Parties shall be entitled to a release from the State of California and
28 Plaintiff as to the following claims: Any and all claims for civil penalties under PAGA, arising

1 during the PAGA Period, based on the facts alleged by Plaintiff in the operative complaint at the
2 time of approval and Plaintiff's notice letter to the LWDA and any resulting claim for attorneys'
3 fees and costs under PAGA, which occurred during the PAGA Period. ("Released Claims")

4 **IT IS SO ORDERED:**

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6 DATED: July 19, 2022



Curtis A. Kin

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Curtis A. Kin / Judge

THE HONORABLE CURTIS KIN
JUDGE OF THE SUPERIOR COURT