

GREGORY P. WONG (SBN: 204502)

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Attorneys for Plaintiff

ERIN NAYMARK

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES

ERIN NAYMARK, an individual,

Plaintiff,

vs.

TUTORED BY TEACHERS, INC., a Delaware
Corporation; and DOES 1 through 100,
inclusive,

Defendants.

Case No.: 23SMCV04750

Assigned to: Hon. Michael E. Whitaker (Dept.
207)

NOTICE OF MOTION AND MOTION
FOR APPROVAL OF PAGA
SETTLEMENT AND JUDGMENT
THEREON

Date: July 17, 2024

Time: 8:30 a.m.

Location: Beverly Hills Courthouse –
Dept. 207

Reservation ID: 973134396193

1 **TO THE HONORABLE COURT AND TO ALL PARTIES AND THEIR COUNSEL OF**
2 **RECORD:**

3 **PLEASE TAKE NOTICE** that on July 17, 2024, at 8:30 a.m., or as soon thereafter as the
4 matter may be heard before the Honorable Michael E. Whitaker in Department 207 of the Los Angeles
5 County Superior Court – Beverly Hills Courthouse, located at 9355 Burton Way, Beverly Hills, CA
6 90210, Plaintiff Erin Naymark (hereinafter “Plaintiff”) will, and hereby does, move for an order:

7 • Granting approval, pursuant to Labor Code section 2699(1)(2), of the proposed Joint
8 Stipulation Re PAGA Settlement (the “Settlement Agreement”), attached as “Exhibit D” to the
9 Declaration of Gregory P. Wong, including, but not limited to, the Gross Settlement Amount, the
10 Individual PAGA Payments, the LWDA PAGA Payment, the Representative Release Payment, the
11 PAGA Counsel Fees Payment, the PAGA Counsel Litigation Expenses Payment, the Lien Satisfaction
12 Payment, and the Administrator’s Expense Payment;

13 • Approving the proposed Notice of PAGA Settlement (“Notice”), attached as “Exhibit
14 F” to the Declaration of Gregory P. Wong;

15 • Approving Phoenix Class Action Administration Solutions as the Settlement
16 Administrator; and

17 • Scheduling a hearing to confirm disbursement of all settlement funds.

18 Prior to filing this motion, Plaintiff reserved a hearing date through the Journal Technologies
19 Court Portal and was issued **Reservation ID: 973134396193**. The reservation receipt is attached to
20 this Motion.
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1 This motion is based upon the following memorandum of points and authorities, the Settlement
2 Agreement, the Declaration of Gregory P. Wong, the Declaration of Erin Naymark, the Declaration
3 of Phoenix Class Action Administration Solutions, as well as the pleadings and other records on file
4 with the Court in this matter, and such evidence and oral argument as may be presented at the hearing
5 on this motion.

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7 Dated: June 25, 2024

RESPECTFULLY SUBMITTED,

9 By: /s/ Gregory P. Wong
10 Gregory P. Wong
11 LYFE LAW, LLP
12 Attorneys for Plaintiff Erin Naymark

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Court Reservation Receipt

Reservation	
Reservation ID: 973134396193	Status: RESERVED
Reservation Type: Motion for Stipulated Judgment	Number of Motions: 1
Case Number: 23SMCV04750	Case Title: ERIN NAYMARK vs TUTORED BY TEACHERS, INC., A DELAWARE CORPORATION
Filing Party: Erin Naymark (Plaintiff)	Location: Beverly Hills Courthouse - Department 207
Date/Time: July 17th 2024, 8:30AM	Confirmation Code: CR-2PNIPSDTCCSAXTERB

Fees			
Description	Fee	Qty	Amount
Motion for Stipulated Judgment	0.00	1	0.00
TOTAL			\$0.00

Payment	
Amount: \$0.00	Type: NOFEE

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