

SEP 19 2025

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11 LARRY JENKINS

12 SUPERIOR COURT OF CALIFORNIA
13 COUNTY OF SAN JOAQUIN
14 UNLIMITED JURISDICTION

15 LARRY JENKINS, an individual,
16 Plaintiff,

17 v.

18 SUNVIEW LOGISTICS INC., a
19 corporation; SPEED INTERMODAL, a
20 business entity, form unknown; and
21 DOES 1-25, inclusive,
22 Defendants.

Case No. STK-CV-UOE-2023-0012580

23 ~~Proposed~~ Order Approving the Dismissal of
24 Class and PAGA Claims Without Prejudice,

25 OCT 30 2025

26 Date:
27 Time: 9:00 a.m.
28 Dept.: 10B
Judge: Hon. Blanca Banuelos

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10/3
Filed OCT 30 2025
STEPHANIE BOHRER, CLERK
By  DEPUTY

1 On October 30, 2025, the motion brought by Plaintiff Larry Jenkins for an order approving
2 the dismissal without prejudice of his class action claims and his PAGA claims came on regularly
3 for hearing. Plaintiff was represented by Joseph Clapp, Esq., of Aiman-Smith & Marcy. Defendants
4 were represented by Michael J. Conway, Esq., of Sagaser, Watkins & Wieland PC. After reviewing
5 the papers and arguments presented by counsel, and good cause appearing,
6

7 IT IS HEREBY ORDERED:

- 8 1. The members of the class will not suffer prejudice from the dismissal of class claims
9 without prejudice;
10 2. All class claims in the Complaint are hereby dismissed without prejudice; and
11 3. All claims under the Private Attorney General Act of 2004 (Labor Code Section 2698 *et*
12 *seq.*) in the Complaint are hereby dismissed without prejudice.
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14 Dated: October 30, 2025
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Hon. Blanca Banaelos
Judge of the Superior Court

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PROOF OF SERVICE

I, the undersigned, hereby declare: I am employed in the County of Alameda, California; I am over eighteen years of age and not a party to the within action. I am either admitted to practice before this Court or employed in the office of an attorney admitted to practice in this Court. My business address is 7677 Oakport, Suite 1150, Oakland, California 94621.

On this date, I served the following:

**[Proposed] Order Approving the Dismissal of Class
and PAGA Claims Without Prejudice**

addressed as follows:

Paul J. Bauer, Esq. Michael J. Conway, Esq. Sagaser, Watkins & Wieland PC 5260 North Palm Ave., Ste. 400 Fresno, CA 93704	<i>Attorneys for Defendants</i> Sunview Logistics Inc. and Speed Intermodal
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☒ [By U.S. Mail] I caused such envelope, with postage fully prepaid, to be placed in the United States mail at Oakland, California.

☐ [By E-Mail] I caused such document to be electronically transmitted via the Internet to (email address) from Oakland, California.

☐ [By Electronic Transmission] I hereby certify that on this date, I electronically transmitted the foregoing document to the Clerk's Office using the CM/ECF System for filing and service via transmittal of a Notice of Electronic Filing.

☐ [By Overnight Delivery] UPS and or FedEx is a provider of overnight delivery services. I placed the above described document(s) in an envelope or package designated for use by UPS and/or FedEx, and delivered said designated envelope to an authorized Office or drop box of UPS at Oakland, California, with delivery fees for overnight delivery fully prepaid, and addressed to the addressee(s) above.

☐ [By Personal Service] I caused such envelope to be delivered by hand to the above address.

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

Dated: September 5, 2025



Joseph Clapp