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8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF SAN DIEGO**

10 QUINTIN N. GARCIA, individually and as
11 representative of the State of California on behalf
12 of himself as an aggrieved employee,

13 Plaintiff,

14 v.

15 GEARLD DEEN KENT, an individual, and
16 DOES 1 - 20, inclusive,

17 Defendants.

Case No. 37-2023-00043719-CU-OE-CTL

**[PROPOSED] ORDER GRANTING
PLAINTIFF'S UNOPPOSED MOTION
FOR AN ORDER APPROVING THE
SETTLEMENT OF PLAINTIFF'S PAGA
CLAIMS AND DISMISSING THOSE
CLAIMS WITH PREJUDICE**

RESERVATION NUMBER: 3081716

Hearing Date: August 16, 2024

Hearing Time: 9:00 a.m.

Hearing Location: Department C-75

Complaint Filed: October 9, 2023

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19 **[Filed Concurrently With (a) Notice of Plaintiff's Unopposed Motion and Plaintiff's**
20 **Unopposed Motion For an Order Approving the Settlement of Plaintiff's PAGA Claims and**
21 **Dismissing Those Claims With Prejudice; (b) Memorandum of Points and Authorities in**
22 **support thereof; (c) Declaration of Daniel V. Santiago in support thereof; and (d) Stipulation**
23 **Regarding the Approval of the Settlement of Plaintiff's PAGA Claims and the Dismissal of**
24 **Those Claims With Prejudice]**

25 The Plaintiff, Quintin N. Garcia, filed his Complaint ("Complaint") against the Defendant,
26 Gearld Deen Kent, on October 9, 2023. Plaintiff's Complaint contains Plaintiff's several causes of
27 action against the Defendant arising from Defendant's alleged failure to pay all wages due and owing

1 to Plaintiff. Additionally, Plaintiff's Complaint contains Plaintiff's representative claims, as
2 representative of the State of California on behalf of himself as an aggrieved employee of the
3 Defendant, under the Private Attorneys' General Act of 2004 ("PAGA"), Labor Code §2698 et seq.,
4 for civil penalties arising from its alleged violations of the Labor Code and IWC Wage Order No. 14-
5 2001.

6 Plaintiff has filed an Unopposed Motion for an Order approving the settlement of Plaintiff's
7 PAGA claims against the Defendant and dismissing those claims with prejudice ("Plaintiff's
8 Unopposed Motion").

9 **ORDER**

10 Having considered Plaintiff's Unopposed Motion and supporting papers filed by Plaintiff's
11 counsel (Notice of Plaintiff's Unopposed Motion, Memorandum of Points and Authorities in support
12 of Plaintiff's Unopposed Motion, Declaration of Daniel V. Santiago in support of Plaintiff's
13 Unopposed Motion, and the parties' Stipulation Regarding the Settlement of Plaintiff's PAGA Claims
14 and the Dismissal of Those Claims With Prejudice), and good cause appearing for the relief requested
15 therein,

16 **IT IS HEREBY ORDERED THAT:**

17 1. The Court hereby approves of the settlement of the Plaintiff's representative PAGA
18 claims against the Defendant for \$1,650 (75% of which or \$1,237.50 is to be paid to the "Labor and
19 Workforce Development Agency" ["LWDA"] and 25% of which or \$412.50 is to be paid to the
20 Plaintiff). Upon receipt of the settlement payments described in the Settlement Agreement, Plaintiff's
21 counsel shall promptly transfer to the LWDA and Plaintiff their respective shares of the settlement of
22 Plaintiff's representative PAGA claims against the Defendant.

24 2. The Court hereby dismisses with prejudice Plaintiff's representative PAGA claims
25 against the Defendant.

26 3. The Court hereby dismisses with prejudice Plaintiff's non-PAGA claims against the
27 Defendants.

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IT IS SO ORDERED.

Dated: _____

Judge of the Superior Court of California,
County of San Diego