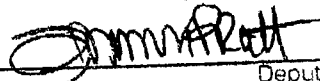


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FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN BERNARDINO

MAY 12 2025

By  Deputy

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

10 DAVID O'CONNOR, as an aggrieved
employee pursuant to the Private Attorneys
11 General Act ("PAGA"), on behalf of the State of
California and other aggrieved employees,

12 Plaintiffs,

13
14 vs.

15 DIAL SECURITY, a California corporation;
DIAL COMMUNICATIONS, a California
16 corporation; and DOES 1 through 10, inclusive,

17 Defendants.
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Case No. CIVSB2327264

Assigned to the Hon. Michael A. Sachs

**[PROPOSED] ORDER APPROVING THE
PARTIES' PAGA SETTLEMENT
AGREEMENT AND JUDGMENT**

Date: May 12, 2025*
Time: 8:30 a.m.
Place: Department S28

Complaint Filed: October 30, 2023
Trial Date: None Set

* Hearing set by February 28, 2025 order granting
joint stipulation re hearing on the Motion for Court
Approval of the Parties' PAGA Settlement and
Filing Deadline

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1 Settlement, may be construed as, or may be used as, an admission of any fault, wrongdoing, omission,
2 concession, or liability whatsoever by or against Defendants.

3 6. The Court approves the gross settlement amount of \$225,000. After deducting the
4 approved amounts for attorneys' fees and costs, service awards, and settlement administration costs, the
5 net settlement amount of \$134,575.39 will be allocated as follows: Seventy-Five Percent (75%), or
6 approximately \$100,931.54, shall be paid to the California Labor and Workforce Development Agency,
7 and the remaining Twenty-Five Percent (25%), or approximately \$33,643.85, shall be paid to Aggrieved
8 Employees.

9 7. The Court hereby awards \$75,000 in attorneys' fees and \$11,924.61 costs to Plaintiff's
10 Counsel, Capstone Law APC.

11 8. The Court appoints ILYM Group, Inc. to serve as the Settlement Administrator, and
12 approves Settlement Administration Costs of \$3,500.

13 9. Plaintiff shall file a declaration from the Settlement Administrator regarding the
14 completion of settlement administration activities no later than January 30, 2026, as well as an amended
15 judgment regarding the distribution of unclaimed residuals to The Justice Gap Fund maintained by The
16 State Bar of California.

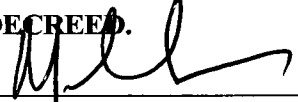
17 10. This Judgment shall be binding on all Aggrieved Employees and the State of California,
18 who are hereby barred by the doctrine of res judicata from re-litigating the Settled Claims during the
19 Settlement Period, as those terms are defined by the Settlement. *See Arias v. Superior Court*, 46 Cal. 4th
20 969, 986 (2009) (holding that a judgment in a representative action brought by an aggrieved employee
21 under PAGA is binding not only on the named employee plaintiff but also on state labor law
22 enforcement agencies and any aggrieved employee not a party to the proceeding).

23 11. Without affecting the finality of the Order and Judgment, the Court shall retain exclusive
24 and continuing jurisdiction under California Code of Civil Procedure § 664.6, over the above-captioned
25 action and the parties for purposes of enforcing the terms of the Judgment and the Settlement.

26 **IT IS SO ORDERED, ADJUDGED, AND DECREED.**

27 Date

5/12/25



Hon. Michael A. Sachs
San Bernardino County Superior Court Judge