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Attorneys for Plaintiff Mayte Swift,
on behalf of himself and all “aggrieved employees”
pursuant to Labor Code § 2698 *et seq.*

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF BUTTE

MAYTE SWIFT, on behalf of herself and all
“aggrieved employees” pursuant to Labor
Code § 2698 *et seq.*,

Plaintiff,

v.

HOME HEALTH CARE MANAGEMENT,
INC., a California corporation, and DOES 1
through 10, inclusive,

Defendants.

Case No. 24CV01441

Assigned for all purposes to the Honorable
Tamara L. Mossbarger, Dept. 1

**STIPULATION AND [PROPOSED] ORDER
DISMISSING REPRESENTATIVE
PRIVATE ATTORNEYS GENERAL ACT
ACTION**

[Labor Code § 2698 *et seq.*]

[Filed Concurrently with Declaration of Evan S.
Gaines]

Complaint Filed: May 3, 2024

STIPULATION

WHEREAS, on May 3, 2024, Plaintiff Mayte Swift (“Plaintiff”), on behalf of herself and on behalf of all aggrieved employees filed a representative complaint against Defendant HOME HEALTH CARE MANAGEMENT, INC., a California corporation (“Defendant”), pursuant to the Labor Code Private Attorneys General Act of 2004 (“PAGA”), Labor Code § 2698 *et seq.*, seeking civil penalties for violations of the California Labor Code (Declaration of Evan S. Gaines [“Gaines Decl.”], ¶ 2);

WHEREAS, after a review of the claims and defenses to the Action, and considering Defendant’s contentions that Plaintiff has been paid all expense reimbursement due and owing and maintains claims that are individual to the other Aggrieved Employees, Plaintiff’s Counsel has concluded that it is in all Parties’ best interest to resolve Plaintiff’s individual claims only (Gaines Decl., ¶ 3);

WHEREAS, the Parties have negotiated a settlement of Plaintiff’s individual claims only, and the representative PAGA claims will be dismissed *without* prejudice (the “Settlement”) (Gaines Decl., ¶ 4);

WHEREAS, the Settlement between Plaintiff and Defendant does not contemplate the waiver of any claims by anyone other than Plaintiff and does not provide for the waiver of representative PAGA claims asserted on behalf of any employee or the state, such that there is no allocation of civil penalties in the Settlement. (Gaines Decl. ¶ 5);

WHEREAS, concurrent to the filing of this Stipulation, the Parties have submitted the Settlement Agreement to the Labor and Workforce Development Agency in compliance with Labor Code section 2699(l)(2) (Gaines Decl. ¶ 6); and

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2 NOW, THEREFORE, IT IS HEREBY STIPULATED by and between the Parties hereto and
3 through their respective attorneys of record that Plaintiff's individual claims shall be dismissed with
4 prejudice, the claims of all allegedly aggrieved employees shall be dismissed without prejudice, and
5 the Court shall retain jurisdiction pursuant to Code of Civil Procedure Section 664.6 with respect to
6 all matters related to the consummation of the settlement, including to enforce the Settlement.

7 **IT IS SO STIPULATED.**

8 Dated: April 23, 2026

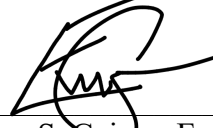
Dated: _____

9 For Plaintiff MAYTE SWIFT:

For Defendant HEALTH CARE
MANAGEMENT, INC.

10 GAINES LAW CORPORATION

PALMER KAZANJIAN WOHL HODSON
LLP

11
12 By:  _____

13 Evan S. Gaines, Esq.

By: _____

Casey M. Blanas, Esq.

ORDER

The Court, having reviewed the Parties' stipulation and any and all supporting papers, hereby
ORDERS that:

1. The action is hereby DISMISSED WITH PREJUDICE as to Mayte Swift's individual
claims, and DISMISSED WITHOUT PREJUDICE as to the representative claims under PAGA
asserted on behalf of all allegedly aggrieved employees; and

2. The Court shall retain jurisdiction pursuant to Code of Civil Procedure Section 664.6
with respect to all matters related to the consummation of the settlement, including to enforce the
Settlement.

IT IS SO ORDERED.

Dated: _____

JUDGE OF THE SUPERIOR COURT

1 **PROOF OF SERVICE AND CERTIFICATION**

2 I am employed in the County of Ventura, State of California. I am over the age of 18 and not a party to the
3 action. My business address is 4550 E. Thousand Oaks Blvd., Suite 100 Westlake Village, CA 91362.

4 _____ (For messenger) my business address is:

5 On April 23, 2026, I served the foregoing document described as **STIPULATION AND [PROPOSED]**
6 **ORDER DISMISSING REPRESENTATIVE PRIVATE ATTORNEYS GENERAL ACT ACTION** the interested
7 parties in this action by placing a true copy thereof enclosed in sealed envelopes addressed as follows:

8 Treaver Hodson thodson@pkwhlaw.com
9 Casey Blanas cblanas@pkwhlaw.com
Dayra Juarez djuarez@pkwhlaw.com
Cassandra Viscia cviscia@pkwhlaw.com
Amber Rasmussen arasmussen@pkwhlaw.com
(Served via email only)

10 On the above date:

11 _____ (BY ☒ U.S. MAIL/ BY ☐ CERTIFIED MAIL, RETURN RECEIPT REQUESTED) The sealed envelope was
12 mailed with postage thereon fully prepaid. I am "readily familiar" with the firm's practice of collection and processing
13 correspondence for mailing. It is deposited with United States postal service on that same day in the ordinary course of
business. I am aware that on motion of party served, service is presumed invalid if postal cancellation date or postage
meter date is more than one day after date of deposit for mailing in affidavit.

14 X (BY ELECTRONIC SERVICE) The above-stated document was submitted for service by electronic transmission
via email on the counsel of record listed above.

15 X (UPLOADED TO LWDA WEB PORTAL) I caused the above-described documents to be delivered to the Labor
16 & Workforce Development Agency via online process at the PAGA Filing website (www.dir.ca.gov)
17 in accordance with the procedure imposed by the LWDA.

18 I certify that the above document was printed on recycled paper.

19 I declare under penalty of perjury that the foregoing is true and correct.

20 Executed on April 23, 2026, at Westlake Village, California.

21 
22 EVAN S. GAINES, ESQ.