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Attorneys for Plaintiff, JAIME ZAMORA FIDEL,
on behalf of himself and all others similarly situated and aggrieved

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES

JAIME ZAMORA FIDEL, as an individual,
and on behalf of all other aggrieved employees
under the Labor Code Private Attorneys'
General Act of 2004,

Plaintiff,

v.

DICK BROWNING, INC., a California
corporation; CERRITOS DODGE, INC.,
a California corporation; VICTORVILLE
NISSAN, INC., a California corporation;
HIGH DESERT AUTOS, I NC., a
California corporation; DAV, INC., a
California corporation; VAHI, INC., a
California corporation; AUTO SQUARE
AUTOS, INC., a California corporation;
TRIANGLE MOTORS, INC., a California
corporation; and DOES 1 through 100,
inclusive,

Defendants.

CASE NO.: 24STCV11259

[Assigned for All Purposes to the Hon.
Maurice A. Leiter in Dept. 54]

PAGA REPRESENTATIVE ACTION

[PROPOSED] JUDGMENT

1 **JUDGMENT**

2 Pursuant to the Order Granting Approval of the Representative Action Settlement, it is
3 hereby **ORDERED, ADJUDGED AND DECREED** as follows:

- 4 1. Judgment in this matter is entered in accordance with the Court’s Order Granting Motion
5 for Approval of Representative Action Settlement (“Order Granting Final Approval”) and
6 the Parties’ PAGA Settlement Agreement (“Settlement Agreement”). Unless otherwise
7 provided herein, all capitalized terms used herein shall have the same meaning as defined
8 in the Settlement Agreement.
- 9 2. The “Aggrieved Employees” who are covered by the Settlement Agreement are all
10 individuals employed as non-exempt, hourly employees by Defendants within the State of
11 California during the period from February 23, 2023, through the date the Court grants
12 approval of the Settlement (“PAGA Period”).
- 13 3. Pursuant to the Order Granting Approval and Settlement Agreement, Defendant must fund
14 the settlement account with the Gross Settlement Amount, which unless increased pursuant
15 to the Settlement Agreement, amounts to \$640,000.00. All funds shall be disbursed to
16 Plaintiff’s Counsel, Plaintiff, the Labor Workforce and Development Agency (“LWDA”),
17 the Settlement Administrator, and Aggrieved Employees pursuant to the Order Granting
18 Final Approval and Settlement Agreement.
- 19 4. For any Aggrieved Employee whose Individual PAGA Payment check is uncashed and
20 cancelled after one hundred and eighty (180) calendar days after the date of their issuance,
21 the Administrator shall transmit the funds represented by such checks to the Controller of
22 the State of California pursuant to the Unclaimed Property Law, California Civil Code
23 section 1500, *et seq.*, in the name of the Aggrieved Employee.
- 24 5. Defendants shall fully fund the Gross Settlement Amount by transmitting the funds to the
25 Administrator within 15 business days after the Effective Date.
- 26 6. Upon full execution of the Settlement Agreement, approval by the Court, and payment of
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1 the Gross Settlement Amount, all Aggrieved Employees are deemed to release, on behalf of
2 themselves and their respective former and present representatives, agents, attorneys, heirs,
3 administrators, successors, and assigns, the Released Parties from all claims for PAGA
4 penalties that were alleged, or reasonably could have been alleged, based on the facts stated
5 in the Operative Complaint and the PAGA Notices, including violations of California
6 Labor Code §§ 96, 98.6, 201, 201.3, 202, 203, 204, 210, 212, 213, 218.5, 218.6, 221, 223,
7 226, 226.2, 226.3, 226.7, 227.3, 232, 232.5, 245, et seq., 246, 404, 432, 432.3, 432.7,
8 432.8, 510, 511, 512, 516, 558, 1102.5, 1174, 1174.5, 1182.12, 1194, 1194.2, 1197, 1197.1,
9 1197.14, 1197.5, 1198.5, 1199, 1527, 2802, 2804, 2810.5, 2699, 3366, 3457, 8397.4, Cal.
10 Code Regs, title 8 § 110404, Cal. Code Regs, title 8 § 3395, the IWC Wage Orders,
11 Business & Professions Code §§ 17200, et seq., 16600, 16700, and Government Code §
12 12952 as to the Aggrieved Employees . The time period for this release is the PAGA
13 Period.

14 7. The Released Parties means Defendants, and each of their former and present directors,
15 officers, shareholders, owners, members, attorneys, insurers, predecessors, successors,
16 assigns, subsidiaries, and affiliates.

17 8. This document shall constitute a Judgment for purposes of California Rules of Court, Rule
18 3.769(h).
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20 **IT IS SO ORDERED, ADJUDGED, AND DECREED.**

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22 Dated: _____

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24 Judge of the Superior Court
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