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Attorneys for Plaintiff and all aggrieved employees

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN JOAQUIN**

ROBERT MARK WATERHOUSE, an
individual, on behalf of the State of California,
as a private attorney general,

PLAINTIFF,

v.

GEMINI MOTOR TRANSPORT; and DOES
1 thru 50, inclusive,

DEFENDANTS.

Case No. STK-CV-UOE-2024-5386

[Case Assigned for All Purposes to Hon.
Esmeralda Zendejas in Dept. 11A]

**[PROPOSED] ORDER GRANTING
APPROVAL OF REPRESENTATIVE
ACTION SETTLEMENT**

*[Filed concurrently with Plaintiff's Motion for
Approval of Representative Action Settlement;
and Declarations of Kelsey M. Szamet; Jodey
Lawrence of Phoenix Class Action
Administration, and Plaintiff Robert Mark-
Waterhouse in Support of Plaintiff's Motion
for Approval of Representative Action
Settlement]*

Date:

Time:

Dept.:

Complaint Filed: May 6, 2024

Trial Date: None Set

1 **[PROPOSED] ORDER**

2 The Motion for Approval of Representative Action Settlement (“Motion”) came before this
3 Court, the Honorable Esmeralda Zendejas, presiding. The Court, having considered the papers
4 submitted in support of the motion of the parties, **HEREBY ORDERS THE FOLLOWING:**

5 Having considered Plaintiff’s Motion, and all legal authorities and documents submitted
6 in support thereof, including the PAGA Settlement Agreement (“Agreement” or “Settlement”),
7 attached to the Szamet Declaration as Exhibit “1”, and good cause appearing, IT IS HEREBY
8 ORDERED that Plaintiff’s Motion is GRANTED, subject to the following findings and orders:

- 9 1. The Court finds the Settlement is fair and reasonable.
- 10 2. The Court approves the Gross Settlement Amount of \$100,000.00.
- 11 3. The Court approves the PAGA Penalties in the amount of \$48,061.09.
- 12 4. The Court approves 75% of the PAGA Penalties being allocated to the LWDA in
13 the amount of \$36,045.82.
- 14 5. The Court directs that the remaining 25% of the PAGA Penalties, in the amount
15 of \$12,015.27 shall be allocated to Individual PAGA Payments.
- 16 6. The Court approves the PAGA Counsel Fees Payment of not more than 35% of
17 the Gross Settlement Amount, in the amount of \$35,000.00.
- 18 7. The Court approves PAGA Counsel’s request for reimbursement of case costs of
19 \$8,988.91.
- 20 8. The Court approves the settlement administration costs of \$2,950.00.
- 21 9. The Court approves an enhancement payment to Plaintiff Robert Mark-
22 Waterhouse of \$5,000.00.
- 23 10. The Parties are ordered to carry put the terms of the Agreement.
- 24 11. Pursuant to C.C.P §664.6, the Court shall have and retain continuing jurisdiction
25 over this action and the Parties and the PAGA Members including after the entry
26 of this Order, to the fullest extent necessary to interpret, enforce and effectuate
27 the terms and intent of the Settlement Agreement and this Order.
- 28

DATED: _____

JUDGE OF THE SUPERIOR COURT

(PROOF OF SERVICE)
[CCP 1013(a)(3)]

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State of California. I am over the age of 18 years and not a party to the within action. My business address is 16133 Ventura Boulevard, Suite 1200, Encino, California 91436.

On May 1, 2025, I served all interested parties in this action the following documents described as: by placing a true copy thereof enclosed in a sealed envelope addressed as follows:
[PROPOSED] ORDER GRANTING APPROVAL OF REPRESENTATIVE ACTION SETTLEMENT

Ana R. Hartman
Mary P. Snyder
WILSON TURNER KOSMO LLP
402 West Broadway, Suite 1600
San Diego, CA 92101
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Attorneys for Defendant

[XX] BY ELECTRONIC SERVICE: I caused a true and correct copy thereof to be electronically filed using the Labor and Workforce Development Agency Electronic Filing ("EF") System (<https://dir.tfaforms.net/315>) and service was completed by electronic means by transmittal of the documents referenced herein on the EF System.

[XX] (BY ELECTRONIC MAIL TRANSMISSION): I caused the document to be send to the persons at the e-mail address(es) listed on the attached service list. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful. A pdf copy of which was sent via email to the above email address(es).

[XX] (STATE) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on May 1, 2025, at Chino, California.



Leslie Sanchez