

PLAINTIFF/PETITIONER: ANNIE ALBRITTON
 DEFENDANT/RESPONDENT: ALLIED PROFESSIONAL NURSING CARE, INC.

CASE NUMBER:
 CIVSB2124648 / Department S26

**PROOF OF SERVICE BY FIRST-CLASS MAIL
 NOTICE OF ENTRY OF JUDGMENT OR ORDER**

(NOTE: You cannot serve the Notice of Entry of Judgment or Order if you are a party in the action. The person who served the notice must complete this proof of service.)

1. I am at least 18 years old and **not a party to this action**. I am a resident of or employed in the county where the mailing took place, and my residence or business address is (*specify*):

PLEASE SEE ATTACHED PROOF OF SERVICE

2. I served a copy of the *Notice of Entry of Judgment or Order* by enclosing it in a sealed envelope with postage fully prepaid and (*check one*):
- a. ☐ deposited the sealed envelope with the United States Postal Service.
 - b. ☐ placed the sealed envelope for collection and processing for mailing, following this business's usual practices, with which I am readily familiar. On the same day correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service.

3. The *Notice of Entry of Judgment or Order* was mailed:

- a. on (*date*):
- b. from (*city and state*):

4. The envelope was addressed and mailed as follows:

- a. Name of person served:

Street address:

City:

State and zip code:

- b. Name of person served:

Street address:

City:

State and zip code:

- c. Name of person served:

Street address:

City:

State and zip code:

- d. Name of person served:

Street address:

City:

State and zip code:

☐ Names and addresses of additional persons served are attached. (*You may use form POS-030(P).*)

5. Number of pages attached:

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: October 27, 2025

Geoffrey Varas

(TYPE OR PRINT NAME OF DECLARANT)



(SIGNATURE OF DECLARANT)

EXHIBIT 1

Arby Aiwarzian (SBN 269827)
Joanna Ghosh (SBN 272479)
Meg Razi (SBN 237184)
LAWYERS for JUSTICE, PC
450 N. Brand Blvd., Suite 900
Glendale, California 91203
Tel: (818) 265-1020 / Fax: (818) 265-1021

Attorneys for Plaintiff

Nancy Rader Whitehead (SBN 107332)
Sherri Fanger McInnes (SBN 203996)
SCOTT & WHITEHEAD
2601 Main Street, Suite 510
Irvine, California 92614
Tel: (949) 222-0166 / Fax: (949) 222-0113

Attorneys for Defendant

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN BERNARDINO
SAN BERNARDINO DISTRICT

OCT 23 2025

BY Valerie Urueña
VALERIE URUEÑA, DEPUTY

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN BERNARDINO

ANNIE ALBRITTON, individually, and on
behalf of other members of the general public
similarly situated and on behalf of other
Aggrieved employees pursuant to the
California Private Attorneys General Act;

Plaintiff,

vs.

ALLIED PROFESSIONAL NURSING
CARE, INC., a California corporation and
DOES 1 through 100, inclusive,

Defendants.

Case No.: Case No.: CIVSB2124648

Honorable Christian Towns
Dept. S26

CLASS ACTION

**JOINT STIPULATION TO AMEND
FINAL APPROVAL ORDER AND
JUDGMENT; ~~PROPOSED~~ ORDER
THEREON**

Date: January 6, 2026
Time: 8:30 a.m.
Dept.: S26

Complaint Filed: August 26, 2021
FAC Filed: May 29, 2024
Jury Trial Date: None Set

1 **TO THE HONORABLE COURT, ALL PARTIES, AND THEIR ATTORNEYS OF**
2 **RECORD**

3
4 Plaintiff Annie Albritton ("Plaintiff") and Defendant Allied Professional Nursing Care,
5 Inc. ("Defendant") (collectively, the "Parties") by and through their respective attorneys of
6 record herein, hereby stipulate as follows:

7 **WHEREAS**, on August 26, 2021, Plaintiff filed a Class Action Complaint for Damages
8 ("Class Action Complaint") in the Superior Court for the County of San Bernardino, Case No.
9 CIVSB2124648;

10 **WHEREAS**, on March 22, 2024, Plaintiff submitted a notice to the Labor and
11 Workforce Development Agency, pursuant to California Labor Code section 2699.3, providing
12 notice of her intention to seek civil penalties from Defendant under the Private Attorneys
13 General Act, California Labor Code section 2698, et seq. (the "PAGA Notice");

14 **WHEREAS**, the Parties have reached a global, class-wide settlement which resolved
15 the claims alleged in Plaintiff's Class Action Complaint and the PAGA Notice in their entirety;

16 **WHEREAS**, on April 29, 2024, the Joint Stipulation and Order Granting Plaintiff's
17 Leave to File First Amended Complaint was filed;

18 **WHEREAS**, on May 29, 2024, the First Amended Class Action Complaint for Damages
19 & Enforcement Under the Private Attorneys General Act, California Labor Code § 2698. *Et Seq.*
20 was filed;

21 **WHEREAS**, on January 6, 2025, the Court entered the Final Approval Order and
22 Judgment ("Final Approval Order"), thereby granting final approval of the settlement of the
23 above-entitled action ("Action") in accordance with the Joint Stipulation of Class Action and
24 PAGA Settlement ("Settlement," or "Settlement Agreement"), which together with the exhibits
25 annexed thereto, set forth the terms and conditions for settlement of the Action;

26 **WHEREAS**, pursuant to the Final Approval Order, any checks issued to Settlement Class
27 Members or PAGA Members shall remain valid and negotiable for one hundred eighty (180)
28 calendar days from the date of their issuance. For any Class Member whose Individual
Settlement Payment check or Individual PAGA Payment check is uncashed within 180 days,

1 the Settlement Administrator shall transmit the funds represented by such checks to the Legal
2 Aid at Work, a non-profit organization or foundation consistent with Code of Civil Procedure
3 Section 384, subd. (b)(Final Approval Order, ¶ 15).

4 **WHEREAS**, concurrently with this document, the Declaration of Fatima Montanez
5 Regarding Disbursement of Funds ("Montanez Declaration") was filed with the Court;

6 **WHEREAS**, pursuant to the Montanez Declaration, as of September 29, 2025, there were
7 one hundred twenty-eight (128) Individual Settlement Payment checks/Individual PAGA
8 Payment checks that were not cashed, deposited, or otherwise negotiated. The remaining
9 amount of funds associated with those checks totals **\$105,608.81** (Montanez Declaration, ¶ 8).

10 **THEREFORE, IT IS HEREBY STIPULATED AND AGREED, BY THE PARTIES**
11 **THROUGH THEIR COUNSEL OF RECORD, THAT THE COURT SHALL ENTER AN**
12 **ORDER AS FOLLOWS AMENDING THE FINAL APPROVAL ORDER:**

- 13 1. Simpluris shall disburse **\$105,608.81** representing the value of the 128 checks that were
14 not cashed, deposited or otherwise negotiated to the Legal Aid at Work, a non-profit
15 organization or foundation;
- 16 2. After entry of the Order approving this Stipulation, pursuant to the California Code of
17 Civil Procedure, Plaintiff shall submit the Order to the Judicial Council;
- 18 3. Upon entry of the Order and/or date of the final compliance hearing on January 6, 2026,
19 the Action shall be closed.

20 **IT IS SO STIPULATED.**

21 Dated: October 3, 2025

LAWYERS for JUSTICE, PC

22 By: Meg Razi
Joanna Ghosh
Meg Razi
Attorneys for Plaintiff

23 Dated: October 2, 2025

SCOTT WHITEHEAD

24 By: Nancy Rader Whitehead
Nancy Rader Whitehead
Sherri Fanger McInnes
Attorneys for Defendant

~~PROPOSED~~ ORDER

The Court, having reviewed the Parties' Joint Stipulation to Amend Final Approval Order and Judgment, orders as follows:

1. The Parties' Stipulation is approved;
2. Simpluris shall disburse **\$105,608.81** representing the value of the 128 checks that were not cashed, deposited or otherwise negotiated to the Legal Aid at Work, a non-profit organization or foundation;
3. After entry of the Order approving this Stipulation, pursuant to the California Code of Civil Procedure, Plaintiff shall submit the Order to the Judicial Council;
4. Upon entry of the Order and/or date of the final compliance hearing on January 6, 2026, the Action shall be closed.

OCT 23 2025

Dated: _____



Honorable Christian Towns
Judge of the San Bernardino Superior Court

PROOF OF SERVICE

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 and not a party to the within action. My business address is 450 N. Brand Blvd., Suite 900, Glendale, California 91203.

On October 28, 2025, I served the foregoing document(s) described as: **NOTICE OF ENTRY OF JUDGMENT OR ORDER** on interested parties in this action as follows:

Nancy Rader Whitehead
Sherry Fanger McInnes
SCOTT & WHITEHEAD
2601 Main Street, Suite 510
Irvine, California 92614
Service Emails: nwhitehead@employerlaw.com; smcinnes@employerlaw.com;
amorales@employerlaw.com

Attorneys for Defendants Allied Professional Nursing Care, Inc.

Chair, Judicial Council of California
Attn: Appellate Court Services
(Civil Case Coordination)
455 Golden Gate Avenue, 5th Floor
San Francisco, California 94102-3688
Service Emails: coordination@jud.ca.gov; bernadine.adams@jud.ca.gov;
donna.newman@jud.ca.gov

[X] BY E-MAIL

The above-referenced document was transmitted to the person(s) at the e-mail addresses listed herein at their most recent known e-mail address or e-mail of record in this action. I did not receive, within reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

State of California, Labor & Workforce Development Agency

Web URL:

<http://www.dir.ca.gov/Private-Attorneys-General-Act/Private-Attorneys-General-Act.html>

[X] BY ONLINE SUBMISSION

The foregoing documents were transmitted to the California Labor and Workforce Development Agency through the online system established for the submission of notices and documents, in conformity with California Labor Code section 2699(l). I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

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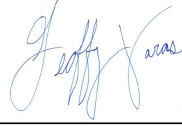
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///

1 **[X] STATE**

2 I declare under penalty of perjury under the laws of the State of California that the above
3 is true and correct.

4 Executed on October 28, 2025, at Glendale, California.

5 

6 _____
Geoffrey Varas