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8 Attorneys for Plaintiff Natalie Marie Gamez Ortiz,
individually and on behalf of all Aggrieved Employees

10 **IN THE SUPERIOR COURT OF CALIFORNIA**

11 **COUNTY OF TULARE**

12 NATALIE MARIE GAMEZ ORTIZ,
13 individually and on behalf of all others similarly
situated,

14 Plaintiff(s),

15 v.

16
17 SUPER BURGER INC; and DOES 1 through
18 100,

19 Defendant(s).

Case No. VCU318854

**[PROPOSED] ORDER AND JUDGMENT
APPROVING PAGA SETTLEMENT**

1 **ORDER APPROVING PAGA SETTLEMENT AND JUDGMENT**

2 1. The Court, having reviewed and considered the Stipulation Approving PAGA Settlement,
3 the accompanying Memorandum of Points and Authorities, the Declaration of Manny Starr,
4 and the Declaration of Lisa Mullings, and good cause appearing, hereby ORDERS AND
5 ADJUDGES as follows:

6 2. The Court approves the settlement of the PAGA claims in the above-captioned action in the
7 gross amount of Twenty Thousand Dollars (\$20,000.00). The Court finds that the settlement
8 represents a fair, reasonable, and adequate compromise of disputed claims, given the strength of
9 Plaintiff's claims, the risks of continued litigation, the defenses available to Defendant, and the
10 recent amendments to the Private Attorneys General Act of 2004.

11 3. The Court approves ILYM Group as Settlement Administrator and approves their fees in
12 the amount of \$2,800.00, to be paid from the Gross Settlement Amount.

13 4. Plaintiff's Counsel is awarded attorney's fees in the amount of \$5,000, which is 25% of the
14 GSA.

15 5. After deduction of the Settlement Administrator's fees and the Attorney's fee award, the
16 remaining Net Settlement Amount of \$12,200.00 shall be distributed as follows: a) Sixty-five
17 percent (65%) or \$7,930.00 shall be paid to the California Labor and Workforce Development
18 Agency (LWDA); and b) Thirty-five percent (35%) or \$4,270.00 shall be distributed to the
19 Aggrieved Employees according to the allocation formula set forth in the Settlement Agreement.

20 6. Upon final distribution of the settlement funds, all PAGA claims asserted in this action are
21 deemed fully released and satisfied as to Defendant Super Burger Inc.

22 7. Judgment is hereby entered against Defendant in the amount of Twenty Thousand Dollars
23 (\$20,000.00) for civil penalties pursuant to Labor Code section 2699 et seq. This action is hereby
24 DISMISSED WITH PREJUDICE as to all PAGA claims. All other claims resolved pursuant to the
25 separate individual settlement agreements shall be dismissed by the parties in accordance with those
26 agreements.

27 8. The Court retains jurisdiction over the interpretation, implementation, administration, and
28 enforcement of this settlement and judgment.

1 **IT IS SO ORDERED AND JUDGMENT IS HEREBY ENTERED.**

2
3 DATED: _____

By: _____

Judge of the Superior Court,

County of Tulare