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Attorneys for Plaintiff,
PETE KASPER

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF LOS ANGELES

PETE KASPER, an individual, and on behalf
of all aggrieved employees

Plaintiff,

vs.

DAVENPORT HARBOR ROOM LLC, a
California corporation; SCOTT B.
DAVENPORT, an individual; and DOES 1
through 50 inclusive

Defendants.

Case No. 24STCV21453

Hon. Stephen P. Pfahler, Dept. 68

**[Proposed] ORDER APPROVING
PARTIES' PAGA SETTLEMENT
AGREEMENT**

Complaint filed: August 22, 2024
Trial Date: None Set

1. The Court has received and considered the application of Plaintiff Pete Kasper ("Plaintiff"), as an aggrieved employee acting as private attorney general under the Private Attorneys General Act of 2004, Labor Code section §§ 2698 et seq. ("PAGA"), for approval of the Parties' Representative Action Settlement Agreement and Release ("PAGA Settlement Agreement"). **GOOD CAUSE** having been shown, the Court hereby approves the Parties' PAGA Settlement Agreement.

2. This Order hereby adopts and incorporates by reference the terms and

1 conditions of the PAGA Settlement Agreement.

2 3. The Court finds that it has jurisdiction over the subject matter of the action
3 and over all parties to the action, including all Aggrieved Employees.

4 4. The Court has considered all relevant factors for determining the fairness of
5 the PAGA Settlement Agreement and has concluded that all those factors weigh in favor of
6 approving the PAGA Settlement Agreement. In particular, the court finds that the
7 settlement was reached following meaningful discovery and investigation conducted by
8 Plaintiff; that the PAGA Settlement Agreement is the result of serious, informed,
9 adversarial, and arm's-length negotiations between the parties; and that the penalties
10 obtained are genuine and meaningful.

11 5. Accordingly, the Court hereby approves the settlement as set forth in the
12 PAGA Settlement Agreement and expressly finds that the settlement is, in all respects, fair,
13 reasonable, adequate and hereby directs implementation of all remaining terms, conditions,
14 and provisions of the PAGA Settlement Agreement. The Court orders that all Allegedly
15 Aggrieved Employees are permanently barred from prosecuting any Released Claims
16 against any of the Releasees and that this Lawsuit is fully resolved in its entirety (the
17 foregoing terms shall have the same meaning as set forth in the PAGA Settlement
18 Agreement).

19 6. The PAGA Settlement Agreement is not an admission by Defendants, nor is
20 this Order a finding of the validity of any allegations or of any wrongdoing by Defendants.
21 Neither this Order, the PAGA Settlement Agreement, nor any document referred to herein,
22 nor any action taken to carry out the PAGA Settlement Agreement, may be construed as, or
23 may be used as, an admission of any fault, wrongdoing, omission, concession, or liability
24 whatsoever by or against Defendants.
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7. The Court shall retain exclusive and continuing jurisdiction over the above-captioned action and the Parties under Code of Civil Procedure section 664.6 for purposes of enforcing the terms of the Settlement Agreement.

IT IS SO ORDERED.

Dated: _____

Hon. Stephen P. Pfahler
Judge of the Superior Court

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PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the State of California, County of Los Angeles. I am over the age of 18 and not a party to the within lawsuit; my business address is 15515 W. Sunset Boulevard, Unit 214, Pacific Palisades, CA 90272.

On November 27, 2024, I served the foregoing document described as **[Proposed] ORDER APPROVING PARTIES' PAGA SETTLEMENT AGREEMENT** on the interested parties in this action by placing **[X]** a true copy thereof on:

Stephen Allen Jamieson	Labor and Workforce Development
Ryan M. Kroll	Agency
SOLOMON, SALTSMAN &	(By Posting on the LWDA PAGA
JAMIESON	Website)
426 Culver Blvd.	
Playa del Rey, CA 90293	
rkroll@ssjlaw.com	

Scott B. Davenport
PO BOX 466
Playa del Rey, CA 90293
Davenportsb56@gmail.com

[X] (BY E-MAIL ONLY): I hereby certify that this document was served from Los Angeles County, California, by e-mail delivery on the parties listed herein at their most recent known e-mail address or e-mail of record in this action.

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

Executed on November 27, 2024, at Los Angeles County, California.

<u>Calvin A. Marshall, Esq.</u>	<u>/s/ Calvin A. Marshall</u>
Type or Print Name	Signature