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8 Attorneys for Plaintiff Albert Tsaton,
9 on behalf of himself and all “aggrieved employees”
10 pursuant to Labor Code § 2698 *et seq.*

11 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
12 **FOR THE COUNTY OF LOS ANGELES**

13 ALBERT TSATON, on behalf of himself and
14 all “aggrieved employees” pursuant to Labor
15 Code § 2698 *et seq.*,

16 Plaintiff,

17 v.

18 SOUTH PARK DOGGIE, INC., a California
19 corporation, and DOES 1 through 10,
20 inclusive,

21 Defendants.

CASE NO: 24STCV16542

Assigned to the Hon. Theresa M. Traber, Dept. 47

**PLAINTIFF’S REQUEST FOR DISMISSAL;
[PROPOSED] ORDER**

[Filed Concurrently: Declaration of Evan S. Gaines in
Support of Request for Dismissal]

Complaint Filed: July 3, 2024

1 **REQUEST FOR DISMISSAL**

2 Based on the facts set forth in the concurrently-filed Declaration of Evan S. Gaines, Plaintiff
3 Albert Tsaton ("Plaintiff") hereby requests that the Court enter a dismissal of this action ***WITH***
4 ***PREJUDICE*** as to Plaintiff's individual claims and ***WITHOUT PREJUDICE*** as to the PAGA
5 representative claims.

6 Dated: December 10, 2024

Respectfully submitted,

7 GAINES LAW CORPORATION

8
9 By:



10 EVAN S. GAINES

11 Attorneys for Plaintiff

12 **ORDER**

13 Based on the Request for Dismissal and the concurrently-filed Declaration of Evan S. Gaines,
14 it is hereby ORDERED that this action is dismissed WITH PREJUDICE as to Plaintiff's individual
15 claims and WITHOUT PREJUDICE as to the PAGA representative claims.

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17 Dated: _____

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JUDGE OF THE SUPERIOR COURT

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On December 10, 2024, I served the foregoing document described as **PLAINTIFF'S REQUEST FOR DISMISSAL; [PROPOSED] ORDER** on the interested parties in this action by placing a true copy thereof enclosed in sealed envelopes addressed as follows:

____ (BY ☐ U.S. MAIL/ BY ☐ CERTIFIED MAIL, RETURN RECEIPT REQUESTED) The sealed envelope was mailed with postage thereon fully prepaid. I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. It is deposited with United States postal service on that same day in the ordinary course of business. I am aware that on motion of party served, service is presumed invalid if postal cancellation date or postage meter date is more that one day after date of deposit for mailing in affidavit.

 X (BY ELECTRONIC SERVICE) The above-stated document was submitted for service by electronic transmission via email pursuant to an agreement between counsel on the counsel of record listed above.

I certify that the above document was printed on recycled paper.

Executed on December 10, 2024, at Westlake Village, California.


EVAN S. GAINES