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Attorney for Plaintiff,
RAOUL HENRY ALEXIS
Additional counsel on the following page.

**SUPERIOR COURT OF THE STATE OF CALIFORNIA,
COUNTY OF ALAMEDA**

RAOUL HENRY ALEXIS, an individual,
on his own behalf and on behalf of all
others similarly situated

Plaintiff,

v.

LEADERS IN COMMUNITY
ALTERNATIVES, INCORPORATED, a
California corporation; and DOES 1
through 100, inclusive,

Defendants.

Case No.: 24CV080284

Assigned for All Purposes to
Judge: Somnath Chatterjee
Department: 21

**JOINT REQUEST FOR VOLUNTARY
DISMISSAL AS TO INDIVIDUAL CLAIMS
ASSERTED AGAINST ALL DEFENDANTS
WITH PREJUDICE AS TO PLAINTIFF AND
WITHOUT PREJUDICE AS TO ABSENT
PUTATIVE CLASS MEMBERS**

[Filed concurrently with the Declaration of
Jasmine J. Badawi Re: Joint Request for
Voluntary Dismissal as to Class Claims Asserted
Against All Defendants with Prejudice as to
Plaintiff and Without Prejudice as to Absent Class
Members; and Proposed Order]

Action Filed: June 18, 2024

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LEADERS IN COMMUNITY ALTERNATIVES, INCORPORATED
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Pursuant to California Rules of Court, Rule 3.770, the Parties jointly request a dismissal with prejudice of Plaintiff's class claims, as set forth in Plaintiff's First Amended Complaint filed on August 8, 2024, in this action (the "First Amended Complaint").

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III. LEGAL ARGUMENT

1. Dismissal of Class Action Allegations Requires Court Approval.

Pursuant to California Rules of Court, Rule 3.770(a), “[a] dismissal of an entire class action, or any party or cause of action in a class action, requires court approval.” (Cal. Rules of Court, rule 3.770(a).) A request for dismissal in a class action requires the submission of a supporting declaration setting forth the facts on which the parties rely and stating whether consideration, direct or indirect, is being given for the dismissal. (*Id.*) Where the Court has not ruled on class certification, the action may be dismissed without notice to the potential class members if the Court finds the dismissal will not prejudice them. (Cal. Rules of Court, rule 3.770(c).) The Court may grant the request without a hearing. (Cal. Rules of Court, rule 3.770(b).)

2. Basis for Dismissal

Following a thorough investigation of the facts and legal issues involved, including the exchange of information through informal discovery, the Parties have determined that the putative class is composed of a relatively small number of individuals, significantly below the threshold typically warranting class treatment under California Code of Civil Procedure section 382.

Furthermore, the Parties have found that the alleged violations do not present common questions of law or fact that predominate across the proposed class. In particular, individualized issues—such as variations in job roles, work locations, timekeeping practices, and alleged damages—would require a fact-intensive analysis on a person-by-person basis. These individualized inquiries undermine the efficiency and utility of proceeding on a class-wide basis and render class adjudication inappropriate.

The Parties agree that the time and expense required to litigate these claims as a class action would outweigh any marginal benefit to potential class members. In light of the relatively small class size, the availability of alternative remedies (including administrative or individual actions), and the absence of sufficient commonality or typicality, the Parties have determined that class treatment is not the appropriate procedural vehicle for resolution.

3. Consideration Received by Plaintiff

The Parties engaged in settlement discussions and resolved Plaintiff’s individual claims

1 against Defendant. Defendant agreed to provide consideration for Plaintiff's release of claims
2 against Defendant pursuant to an executed confidential settlement agreement and release.

3 Plaintiff has received no consideration, and no consideration will exchange hands, in
4 connection with Plaintiff's decision to voluntarily dismiss the putative class claims without
5 prejudice as to absent class members.

6 **4. Notice to the Class Is Not Required.**

7 The Court need not order the Parties to disseminate notice of dismissal because the typical
8 reasons for notifying absent class members are not present here. Plaintiff has not moved for class
9 certification, no unnamed class members have been notified of this action, and Plaintiff's counsel is
10 unaware of any putative class members who have refrained from bringing a similar claim in reliance
11 on the existence of this action. (Badawi Decl., ¶ 6.)

12 Further, the putative class members will not be prejudiced by dismissal of this action because
13 their claims are being dismissed without prejudice and said dismissal shall have no effect on the
14 rights of absent putative class members to bring a subsequent action. (Badawi Decl., ¶ 7.) Because
15 there is no prejudice to the putative class, notice of dismissal to these putative class members is not
16 required. (Cal Rules of Court, rule 3.770(c).)

17 **VII. CONCLUSION**

18 Based on the foregoing, the Parties respectfully request that this Court enter an Order
19 dismissing the claims in this action with prejudice as to Plaintiff, and without prejudice as to absent
20 putative Class Members, pursuant to California Rules of Court. rule 3.770.

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22 **LIPELES LAW GROUP, APC**

23 Date: September 23, 2025

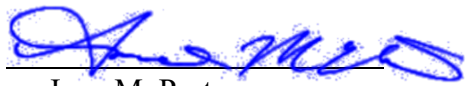
By: _____


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HOGUE, FENTON, JONES & APPEL, INC.

Date: September 23, 2025

By: 

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