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Attorneys for *Plaintiff*
EDGAR POLANCO

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN DIEGO**

EDGAR POLANCO, individually, on behalf of
all others similarly situated, the State of
California, and other aggrieved employees,

Plaintiff,

v.

L&W SUPPLY CORPORATION, a corporation;
and DOES 1 through 10, inclusive,

Defendants.

Case No.: 24CU013675C

[Assigned for all purposes to: Hon. Blaine K.
Bowman, Dept. C-74]

**PLAINTIFF'S REQUEST FOR
DISMISSAL AND [~~PROPOSED~~] ORDER
OF CLASS AND INDIVIDUAL CLAIMS**

Complaint Filed: September 30, 2024
Trial Date: Not set

1 Plaintiff Edgar Polanco ("Plaintiff") by and through his undersigned counsel of record,
2 submits this Request for Dismissal of Class and Individual Claims based on the following:

3 1. On September 30, 2024, Plaintiff filed his Class Action Complaint against
4 Defendant L&W Supply Corporation ("Defendant" together with Plaintiff, the "Parties") in the
5 San Diego County Superior Court, 24CU013675C.

6 2. The Parties have agreed to settle this case on an individual basis. Plaintiff now
7 seeks to dismiss his individual claims with prejudice, and the class claims alleged in this Action without
8 prejudice.

9 3. Pursuant to California Rules of Court, Rule 3.770(c), if the Court has not ruled
10 on class certification, or if the Court has ruled on class certification but notice of the pendency
11 of the action has not also been provided to class members in a case in which such notice is
12 required, the Court may dismiss the action "without notice to the [putative class members] if
13 the court finds that the dismissal will not prejudice them." No class has been certified in this
14 Action. Furthermore, no notice has been individually sent to putative class members in this
15 Action. None of the putative class members should be prejudiced in any way by the dismissal
16 of the class claims without prejudice, in the absence of notice.

17 **NOW, THEREFORE**, Plaintiff requests that the Court issue an Order:

18 1. Dismissing the Action with prejudice as to Plaintiff's individual claims and
19 without prejudice as to the class claims.

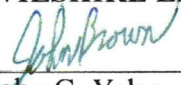
20 2. Stating that there is no prevailing party for purposes related to this dismissal, and
21 thus all Parties will bear their own attorney's fees and costs with respect to this Action.

22 3. That any and all pending hearings on this matter be vacated.

23 Respectfully submitted,

24 Dated: August 25, 2025

WILSHIRE LAW FIRM

25 By: 

26 John G. Yslas
27 Eugene Zinovyev
28 John Brown
Gabriella Solé
Attorneys for Plaintiff

[PROPOSED] ORDER

Based on Plaintiff's Request for Dismissal of Class and Individual Claims, and good cause appearing, the Court orders Plaintiff's individual claims dismissed with prejudice, and the class claims dismissed without prejudice. There is no prevailing party for purposes related to this dismissal, and thus all Parties will bear their own attorney's fees and costs with respect to this Action and any pending hearings before this court shall be vacated.

IT IS SO ORDERED

Dated: 8-26-25


Honorable Blaine K. Bowman