

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

Civil Division

Central District, Spring Street Courthouse, Department 1

24STCV27995

**NOEL MARTINEZ, et al. vs UNITED ROCK PRODUCTS
CORPORATION**

October 20, 2025

2:24 PM

Judge: Honorable Theresa M. Traber
Judicial Assistant: A. He
Courtroom Assistant: None

CSR: None
ERM: None
Deputy Sheriff: None

APPEARANCES:

For Plaintiff(s): No Appearances

For Defendant(s): No Appearances

NATURE OF PROCEEDINGS: Court Order Re: Joint Stipulation for Dismissal

The Court has reviewed the Joint Stipulation for Dismissal and supporting declaration seeking dismissal of Plaintiff's individual claims with prejudice and dismissal without prejudice of the claims of putative class members and other aggrieved parties seeking recovery under the Private Attorney General Act, Labor Code § 2698, et seq. (PAGA).

Regarding the request to dismiss the claims of absent class members under CRC 3.770, the Court must examine the consideration provided to Plaintiff to determine whether such a dismissal is proper. Accordingly, the Court directs Plaintiff to submit, no later than October 29, 2025, an unredacted copy of the settlement agreement conditionally under seal and a declaration from Counsel indicating whether the settlement agreement should be sealed and, if so, why such a sealing is proper under the standards set forth in CRC 2.550, et seq.

Turning to the request to dismiss the PAGA claims, the Court notes that, although different from a request to settle a PAGA claim, a request to dismiss a pending PAGA action, without prejudice, must meet minimal procedural safeguards to permit the Court to protect the interests of the State and absent aggrieved parties. Consistent with this goal, the Court concludes that a plaintiff seeking to dismiss a pending PAGA action must, at a minimum, serve on the California Labor and Workforce Development Agency (LWDA) its stipulation, motion or other request for dismissal of the PAGA action, a copy of the complaint that alleges the PAGA claims to be dismissed, a copy of the predicate letter that was sent to the LWDA seeking an investigation of the claims before the lawsuit was filed, and a copy of the portion of any settlement agreement that includes releases applicable to Plaintiff and/or to the PAGA claims. There is no evidence here that Plaintiff provided any notice to the LWDA of her intent to dismiss the PAGA claims he asserted in this case.

Accordingly, the Court orders Plaintiff to serve the LWDA with the Joint Stipulation for Dismissal and accompanying declaration, a copy of the complaint that alleges the PAGA claims

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that are to be dismissed, a copy of the predicate letter that was sent to the LWDA seeking an investigation of the claims before the lawsuit was filed, and a copy of the modified settlement agreement addressing the dismissal of PAGA claims and relevant releases negotiated in this case. Plaintiff shall file with the Court a proof of service of these documents on the LWDA by October 29, 2025.

The Court sets a non-appearance case review on November 24, 2025 for the Court to review Plaintiff's supplemental submission and issue an order on the dismissal request.

On the Court's own motion, the Order to Show Cause Re: Dismissal (Settlement) scheduled for 10/24/2025, and Initial Status Conference scheduled for 10/24/2025 are advanced to this date and vacated.

Certificate of Service is attached.

SUPERIOR COURT OF CALIFORNIA COUNTY OF LOS ANGELES		FOR COURT USE ONLY
COURTHOUSE ADDRESS: Spring Street Courthouse 312 North Spring Street, Los Angeles, CA, 90012		FILED Superior Court of California County of Los Angeles 10/20/2025 David W. Slayton, Executive Officer / Clerk of Court By: <u> A. He </u> Deputy
PLAINTIFF(S)/PETITIONER(S): Noel Martinez et al		
DEFENDANT(S)/RESPONDENT(S): United Rock Products Corporation		
CLERK'S CERTIFICATE OF SERVICE BY ELECTRONIC SERVICE		CASE NUMBER: 24STCV27995

I, David W. Slayton, Executive Officer/Clerk of Court of the above-entitled court, do hereby certify that I am not a party to the cause herein and that on this date I served the

Minute Order of 10/20/2025

upon each party or counsel of record in the above entitled action by electronically serving to the party or parties at the electronic address as listed below:

"Pascal Benyamini" <Pascal.Benyamini@faegredrinker.com>,
 "John Brown" <John.brown@wilshirelawfirm.com>,
 "Kristin Marie Halsing" <kristin.halsing@faegredrinker.com>,
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The electronic transmission originated from the Superior Court of California, County of Los Angeles email address eService-DoNotReply@lacourt.org at the Spring Street Courthouse, 312 North Spring Street, Los Angeles, CA, 90012.

Dated: 10/20/2025

David W. Slayton, Executive Officer / Clerk of Court

By: A. He
Deputy Clerk