

Envelope: 11884484

FILED

May 18, 2023

Clerk of The Court
Superior Court of CA
County of Santa Clara
20CV365816

By: rwalker

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SANTA CLARA**

FRANCISCO SANCHEZ, individually and
on behalf of all others similarly situated,

Plaintiffs,

v.

BLOOM ENERGY CORPORATION; and
DOES 1 through 20, inclusive,

Defendants.

Case No. 20CV365816

*Assigned for all purposes to:
Judge Sunil R. Kulkarni
Dept. 1*

AMENDED JUDGMENT

1 The Court has received and considered the Declaration of Jennifer Beliveau in the above-
2 captioned action, and good cause appearing, orders as follows:

3 **NOW THEREFORE, IT IS ORDERED, ADJUDGED, AND DECREED:**

4 On or about July 1, 2022, the Court approved the Parties' proposed PAGA Settlement and
5 entered FINAL JUDGMENT based on the terms set forth in the Parties' Settlement in favor of
6 Plaintiff and the Aggrieved Employees in the amount of \$1,100,000. Of this amount, \$275,000
7 was awarded as attorney fees paid to Plaintiff's Counsel, \$13,593.90 was awarded as costs paid
8 to Plaintiff's Counsel, and \$3,000.00 was awarded as administrative costs paid to the Settlement
9 Administrator.

10 This Amended Judgment incorporates by reference the definitions in the PAGA
11 Settlement Agreement and Limited Release ("Settlement"), and all terms defined therein shall
12 have the same meaning as set forth in the Settlement Agreement.

13 On May 4, 2023, Plaintiff submitted the Declaration of Jennifer Beliveau Regarding Final
14 Accounting, which indicated the escalator clause was triggered and Defendant paid an additional
15 \$61,771.07 to make the Gross Settlement Amount \$1,161,771.07. The report further confirmed
16 the total amount distributed to 657 Aggrieved Employees was \$ 204,469.29, and all checks were
17 sent to Aggrieved Employees. After the checks expired on April 17, 2023, ninety-nine (99) checks
18 remained uncashed totaling \$9,883.60.

19 On or before May 12, 2023, Simpluris will issue an ACH payment totaling \$9,833.60 to
20 the State Controller's Office Unclaimed Property Fund to benefit the relevant employee.

21 As such, the Settlement process is completed.

22 This Judgment is intended to be a final disposition in its entirety of the above captioned
23 action. Without affecting the finality of this judgment in any way, the Court retains jurisdiction
24 of all matters relating to the interpretation, administration, implementation, effectuation, and
25 enforcement of the Settlement pursuant to C.C.P. § 664.6.

26 ///

27 ///

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

The Clerk of the Court is hereby ordered to enter this Amended Final Judgment.
IT IS SO ORDERED.

Dated: May 18, 2023



Hon. Sunil R. Kulkarni
Judge of the Superior Court, County of Santa Clara