

1 **BIBIYAN LAW GROUP, P.C.**
David D. Bibiyan (Cal. Bar No. 287811)
2 *david@tomorrowlaw.com*
Vedang J. Patel (Cal. Bar No. 328647)
3 *vedang@tomorrowlaw.com*
Brandon M. Chang (Cal. Bar No. 316197)
4 *brandon@tomorrowlaw.com*
1460 Westwood Boulevard
5 Los Angeles, California 90024
Tel: (310) 438-5555; Fax: (310) 300-1705

6 Attorneys for Plaintiff, HENRY ALBARRAN and
7 on behalf of himself, all others similarly situated.
and all other aggrieved employees

8 **BRYAN CAVE LEIGHTON PAISNER LLP**
9 Daria Carlson, Esq. (SBN 150628)
daria.carlson@bclplaw.com
10 120 Broadway Street, Suite 300
Santa Monica, CA 90401
11 Phone: (310) 576-2100
Fax: (310) 576-2200

12 Attorneys for Defendant, SENIOR OPERATIONS LLC

13
14 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
15 **FOR THE COUNTY OF LOS ANGELES – STANLEY MOSK COURTHOUSE**

16 HENRY ALBARRAN, an individual, on
17 behalf of all others similarly situated, as an
18 aggrieved employee, and on behalf of all other
aggrieved employees under the Labor Code
19 Private Attorney’s General Act of 2004,

20 Plaintiff,

21 v.

22 SENIOR OPERATIONS LLC, a California
limited liability company; and DOES 1
23 through 100, inclusive,

24 Defendants.

CASE NO.: 22STCV18391

[Assigned to the Hon. Lynne M. Hobbs in
Dept. 61]

**JOINT STIPULATION AND [PROPOSED]
ORDER TO AMEND SETTLEMENT
AGREEMENT, ORDER GRANTING
PRELIMINARY APPROVAL OF CLASS
AND REPRESENTATIVE ACTION
SETTLEMENT, AND SET HEARING
DATE FOR PLAINTIFF’S FINAL
APPROVAL OF CLASS AND
REPRESENTATIVE ACTION
SETTLEMENT**

ACTION FILED: June 6, 2022
TRIAL DATE: None set

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28 **JOINT STIPULATION AND [PROPOSED] ORDER TO AMEND SETTLEMENT AGREEMENT, ORDER
GRANTING PRELIMINARY APPROVAL OF CLASS AND REPRESENTATIVE ACTION SETTLEMENT, AND
SET HEARING DATE FOR PLAINTIFF’S FINAL APPROVAL OF CLASS AND REPRESENTATIVE ACTION
SETTLEMENT**

FILED
Superior Court of California
County of Los Angeles
05/02/2025
David W. Saylor, Executive Officer / Clerk of Court
By: A. Sanders Deputy

1 **TO THE COURT AND ALL INTERESTED PARTIES:**

2 Plaintiff, Henry Albarran (“Plaintiff”), on the one hand; and Defendant, Senior Operations
3 LLC. (collectively, “Defendants”) on the other hand, (and together with Plaintiff, the “Parties”);
4 by and through their respective counsel of record, hereby stipulate and agree as follows:

5 **WHEREAS**, on April 9, 2024, the Parties participated in an all-day mediation presided
6 over by Lynn Frank, Esq., the mediation was successful, and the Parties reached an agreement to
7 globally resolve all class and PAGA claims in this instant action;

8 **WHEREAS**, at the time the Parties reached a settlement of the class and PAGA claims in
9 the action, the Parties understood the settlement class involved all persons currently or formerly
10 employed by Defendant as non-exempt, hourly-paid union employees during the Class Period or
11 PAGA Period;

12 **WHEREAS**, on April 10, 2025 this Court granted Plaintiff’s Motion for Preliminary
13 Approval of Class and Representative Action Settlement (“Motion”) and, pursuant to the Class
14 and PAGA Settlement Agreement (“Settlement Agreement”), ordered Defendant to deliver the
15 Class Data to the Settlement Administrator no later than seven (7) days after the Court’s Order;

16 **WHEREAS**, in preparing the documents to be transmitted to the Settlement
17 Administrator, the Parties discovered a material omission in the Settlement Agreement and
18 proposed Order submitted to the Court in support of Plaintiff’s Motion;

19 **WHEREAS**, the Settlement Agreement and proposed Order defined the “Class” as “all
20 persons currently or formerly employed by Defendant as non-exempt, hourly-paid employees
21 during the Class Period,” and defined “Aggrieved Employees” as “all persons currently or
22 formerly employed by Defendant as non-exempt, hourly-paid employees during the PAGA
23 Period;

24 **WHEREAS**, the Parties now seek to amend the definition of “Class” and “Aggrieved
25 Employees” in the Settlement Agreement, including its internal Exhibit A, the Class Notice, and
26 the Order granting Plaintiff’s Motion to clarify that the settlement class only involves non-exempt,
27 hourly-paid union employees, in accordance with the Parties agreement and pursuant to the
28 Amendment to Class and PAGA Settlement Agreement, attached hereto as Exhibit “1”;

1 **WHEREAS**, Plaintiff has also previously attempted to reserve August 12, 2025 at 10:00
2 a.m. for the hearing on Plaintiff’s Motion for Final Approval of the Class and Representative
3 Action Settlement (“Final Approval”), as the Class Notice must provide settlement class members
4 with the Final Approval hearing date and time;

5 **WHEREAS**, the Court Reservation System automatically canceled Plaintiff’s reservation
6 of August 12, 2025 for the Final Approval hearing due to Plaintiff’s failure to file the motion
7 within three business days of reserving the hearing date;

8 **WHEREAS**, the Parties agree to seek reserve a hearing date for Plaintiff’s Final Approval
9 motion on August 26, 2025, or a date thereafter convenient to the Court.

10 **NOW THEREFORE**, based on the foregoing, the Parties, and each of them, by and
11 through their respective counsel of record, hereby stipulate as follows:

12 (1) Paragraph 1.4 of the Settlement Agreement is AMENDED pursuant to the Parties’
13 Amendment to Class and PAGA Settlement Agreement;

14 (2) Paragraph 1.5 of the Settlement Agreement is AMENDED pursuant to the Parties’
15 Amendment to Class and PAGA Settlement Agreement;

16 (3) The Class Notice is AMENDED pursuant to the Parties’ Amendment to Class and
17 PAGA Settlement Agreement;

18 (4) The Parties request that the Court sets a hearing date and time for Plaintiff’s
19 Motion for Final Approval on August 26, 2025, or a date thereafter convenient to the
20 Court, so that the Parties may provide adequate notice to the settlement class;

21 (5) Request that the Court enters the [PROPOSED] FIRST AMENDED ORDER
22 GRANTING PRELIMINARY APPROVAL OF CLASS ACTION AND
23 REPRESENTATIVE ACTION SETTLEMENT AND CERTIFYING CLASS FOR
24 SETTLEMENT PURPOSES ONLY, reflecting the amendments to the Settlement
25 Agreement and Class Notice, filed concurrently with this Joint Stipulation;

26 **IT IS SO STIPULATED.**

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Dated: April 22, 2025

BIBIYAN LAW GROUP, P.C.

BY: 
BRANDON M. CHANG

Attorneys for Plaintiff, HENRY
ALBARRAN and on behalf of himself and
all other aggrieved employees

Dated: April 22, 2025

BRYAN CAVE LEIGHTON PAISNER LLP

BY: 
DARIA CARLSON

Attorneys for Defendant, SENIOR
OPERATIONS LLC.

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[PROPOSED] ORDER

THE COURT, having reviewed the Parties' Joint Stipulation to Amend Settlement Agreement, Order Granting Preliminary Approval of Class and Representative Action Settlement, and Set Hearing Date for Plaintiff's Final Approval of Class and Representative Action Settlement, and good cause appearing, IT IS HEREBY ORDERED THAT:

1. The Parties' Class and PAGA Settlement Agreement, including its internal Exhibit A, the Class Notice, is AMENDED pursuant to the Parties' Amendment to the Settlement Agreement, attached hereto as Exhibit "1".
2. The Final Fairness and Approval Hearing is set for _____, 2025, at _____:_____ a.m. in Department 61 of the Superior Court of California, for the County of ~~Los Angeles~~.
3. The Court shall enter the concurrently filed FIRST AMENDED ORDER GRANTING PRELIMINARY APPROVAL OF CLASS ACTION AND REPRESENTATIVE ACTION SETTLEMENT AND CERTIFYING CLASS FOR SETTLEMENT PURPOSES ONLY.
4. _____

IT IS SO ORDERED.

Date: 05/02/2025



 Judge of the Superior Court
 Lynne M. Hobbs

EXHIBIT 1

1 **BIBIYAN LAW GROUP, P.C.**
David D. Bibiyan (Cal. Bar No. 287811)
2 *david@tomorrowlaw.com*
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9 Daria Carlson, Esq. (SBN 150628)
daria.carlson@bclplaw.com
10 120 Broadway Street, Suite 300
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11 Phone: (310) 576-2100
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14 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
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16 HENRY ALBARRAN, an individual, on
17 behalf of all others similarly situated, as an
18 aggrieved employee, and on behalf of all other
aggrieved employees under the Labor Code
Private Attorney’s General Act of 2004,

19 Plaintiff,

20 v.

21 SENIOR OPERATIONS LLC, a California
22 limited liability company; and DOES 1
23 through 100, inclusive,

24 Defendants.
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CASE NO.: 22STCV18391

[Assigned to the Hon. Lynne M. Hobbs in
Dept. 61]

**AMENDMENT TO CLASS AND PAGA
SETTLEMENT AGREEMENT**

ACTION FILED: June 6, 2022
TRIAL DATE: None set

1 Plaintiff, Henry Albarran (“Plaintiff”), on the one hand; and Defendant, Senior Operations
2 LLC. (collectively, “Defendants”) on the other hand, (and together with Plaintiff, the “Parties”);
3 by and through their respective counsel of record, hereby agree to the following amendments to
4 the Class and PAGA Settlement Agreement (“Settlement Agreement”):

5 1. Paragraph 1.4 of the Settlement Agreement shall be modified to now state:

6 1.4. “Aggrieved Employees” means all persons currently or formerly employed
7 by Defendant as non-exempt, hourly-paid union employees during the PAGA
8 Period.

9 2. Paragraph 1.5 of the Settlement Agreement shall be modified to now state:

10 1.5. “Class” means all persons currently or formerly employed by Defendant as
11 non-exempt, hourly-paid union employees during the Class Period.

12 3. Exhibit A of the Settlement Agreement, the NOTICE OF CLASS AND
13 REPRESENTATIVE ACTION SETTLEMENT AND DATE FOR FINAL APPROVAL
14 HEARING (“Class Notice”), shall be modified on Page 1 to now state:

15 Class Members are all persons currently or formerly employed by Defendant as
16 non-exempt, hourly-paid union employees during the period from June 6, 2021,
17 through August 7, 2024 (“Class Period”).

18 4. Exhibit A of the Settlement Agreement, the Class Notice, shall be modified on
19 Page 2 to now state:

20 August 7, 2024, (“PAGA Period”) as a as non-exempt, hourly-paid union employee
21 of Defendant, as well, then you will be deemed an “Aggrieved Employee” and you
22 will still receive your share of the proceeds available from the settlement of the
23 PAGA Released Claims, defined below, (your “Individual PAGA Payment”) even if
24 you opt out of the class settlement.

25 ...

26 Defendant’s records show that you currently work, or previously worked, for
27 Defendant as a non-exempt, hourly-paid union employee in the State of California at
28 some point during the Class Period.

...

Henry Albarran was a non-exempt, hourly-paid union employee of Defendant.

1 5. Exhibit A of the Settlement Agreement, the Class Notice, shall be modified on
2 Page 3 to now state:

3 Class Members who do not opt out will receive a pro rata payment of the Net
4 Settlement Amount based on the number of weeks worked by Class Members in
5 non-exempt, hourly-paid union positions for Defendant in California during the
6 Class Period (“Eligible Workweeks”).

7 ...
8 Defendant’s records indicate that you worked [Eligible Workweeks] Workweeks as
9 a non-exempt, hourly-paid union employee in California during the Class Period
10 and [Eligible Workweeks] Workweeks during the PAGA Period.

11 6. Pursuant to Paragraph 11.9 of the Settlement Agreement, the Settlement
12 Agreement, and all parts of it, may be amended, modified, changed, or waived only by an express
13 written instrument signed by all Parties or their representatives, and approved by the Court.

14 7. The Parties further agree to Plaintiff filing a Proposed First Amended Order
15 Granting Preliminary Approval of Class and Representative Action Settlement and Certifying
16 Class for Settlement Purposes Only (“Amended Order”) modifying the Order Granting
17 Preliminary Approval of Class and Representative Action Settlement and Certifying Class for
18 Settlement Purposes Only.

19 8. The Amended Order, in Paragraph 2, is modified to now state:

20 2. The Court certifies the following settlement class (“Settlement Class,”
21 “Settlement Class Members” or “Class Members”) for the purpose of settlement
22 only: all persons currently or formerly employed by defendant Senior Operations
23 LLC (“Defendant”) as non-exempt, hourly-paid union employees during the period
24 between June 6, 2021 through August 7, 2024 (“Class Period”) in the State of
25 California.

26 9. The Amended Order, in Paragraph 8, is modified to now state:

27 8. “Aggrieved Employee” means all persons currently or formerly employed
28 by Defendant as non-exempt, hourly-paid union employees during the period from
June 6, 2021 through August 7, 2024 (“PAGA Period”), in the State of California.

IT IS SO AGREED.

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Dated: April 22, 2025

BIBIYAN LAW GROUP, P.C.

BY: 

BRANDON M. CHANG

Attorneys for Plaintiff, HENRY
ALBARRAN and on behalf of himself and
all other aggrieved employees

Dated: April 22, 2025

BRYAN CAVE LEIGHTON PAISNER LLP

BY: 

DARIA CARLSON

Attorneys for Defendant, SENIOR
OPERATIONS LLC.

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PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State of California. I am over the age of eighteen years and not a party to the within action; my mailing address is 1460 Westwood Boulevard, Los Angeles, California 90024.

On April 22, 2025, I caused a true and correct copy of the foregoing document(s) described as **JOINT STIPULATION AND [PROPOSED] ORDER TO AMEND SETTLEMENT AGREEMENT, ORDER GRANTING PRELIMINARY APPROVAL OF CLASS AND REPRESENTATIVE ACTION SETTLEMENT, AND SET HEARING DATE FOR PLAINTIFF’S FINAL APPROVAL OF CLASS AND REPRESENTATIVE ACTION SETTLEMENT** to be served by electronic transmission via Case Anywhere to the parties and/or counsel who are registered to use Case Anywhere and set forth in the below service list:

BRYAN CAVE LEIGHTON PAISNER LLP
Daria Carlson, Esq. (SBN 150628)
daria.carlson@bclplaw.com
120 Broadway Street, Suite 300
Santa Monica, CA 90401
Phone: (310) 576-2100
Fax: (310) 576-2200

Attorneys for Defendant, SENIOR OPERATIONS LLC

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on April 22, 2025 at Los Angeles, California.

/s/ Araceli Marquez
Araceli Marquez