

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES
Civil Division

Central District, Spring Street Courthouse, Department 9

19STCV36107

MARTIN JAUREGUI vs LPF RE MANAGER, LLC

April 4, 2023
10:00 AM

Judge: Honorable Yvette M. Palazuelos
Judicial Assistant: R. Arraiga
Courtroom Assistant: M. Tavakoli

CSR: None
ERM: None
Deputy Sheriff: None

APPEARANCES:

For Plaintiff(s): No Appearances

For Defendant(s): No Appearances

NATURE OF PROCEEDINGS: Hearing on Motion for Final Approval of Settlement;

The matter is NOT called for hearing.

The Court's tentative rulings/orders was issued and served on the parties via Case Anywhere on 03/30/2023.

The parties submitted to the Court's tentative rulings/orders via the Case Anywhere message board on 04/03/2023.

No Objectors appear this date in court.

The Court now adopts its tentative RULINGS/ORDERS RE: MOTION FOR FINAL APPROVAL OF CLASS ACTION SETTLEMENT as the final order of the court. Said ruling is signed and filed this date and is incorporated into the case file

The Court's ruling is as follows:

The Notice of Motion and Plaintiff's Unopposed Motion for Final Approval of Joint Stipulation of Class Action and PAGA Settlement Agreement filed by Martin Jauregui on 02/21/2023 is Granted.

The Parties' Motion for Final Approval of Class Action Settlement is GRANTED as the settlement is fair, adequate, and reasonable, on the condition that counsel submit information/declarations regarding the fee split agreement between the two Class Counsel firms and Plaintiff's consent.

The Parties' supplemental paperwork must be filed by 04/20/2023.

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If supplemental papers are NOT filed by said date an Order to Show Cause Re: Sanctions hearing will be set.

A Non-Appearance Case Review Filing of Supplemental Papers to Unconditionally Grant the Motion for Final Approval is scheduled for 04/27/2023 at 08:30 AM in Department 9 at Spring Street Courthouse.

The essential terms are:

A. The Gross Settlement Amount ("GSA") is \$325,000.

B. The Net Settlement Amount ("Net") is the GSA minus the following:

- a. \$108,322.50 for attorney fees to Class Counsel, David Yeremian & Associates, Inc. and United Employees Law Group, PC;
- b. \$12,000 for attorney costs to Class Counsel;
- c. \$5,000 service award of to the class representative, Martin Jauregui;
- d. \$7,500 (75% of \$10,000 PAGA penalty) to the LWDA;
- e. \$12,000 for settlement administration costs to ILYM Group, Inc.

C. Employer share of the payroll taxes on the taxable portion of the settlement payments shall be paid separately from the GSA by Defendant.

D. Plaintiffs release of Defendants from claims described herein.

By 05/08/2023, Class Counsel must:

- a. Lodge a [Proposed] Judgment consistent with this ruling containing among other things, the class definition, full release language, and names of the any class members who opted out;
- b. Email the [Proposed] Judgment in Word format to Dept. 9 staff at sscdept9@lacourt.org; and
- c. Give notice to the class members pursuant to California Rules of Court, rule 3.771(b) and to the LWDA, if applicable, pursuant to Labor Code §2699 (1)(3).

If [proposed] Judgment is NOT lodged and emailed by said date an Order to Show Cause Re: Sanctions hearing will be set.

A Non-Appearance Case Review Re: Lodging and Emailing of [Proposed] Judgment is scheduled for 05/15/2023 at 08:30 AM in Department 9 at Spring Street Courthouse.

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Deputy Sheriff: None

By 08/15/2024, Class Counsel must:

- a. File a Final Report Re: Distribution of the Settlement Funds;
- b. Lodge a [Proposed] Amended Judgment pursuant to Cal. Code of Civ. Pro. § 384 that also includes the amount of unpaid residue or unclaimed or abandoned class member funds and interest thereon to be distributed to the cy pres;
- c. Email the [Proposed] Amended Judgment in Word format to Dept. 9 staff at sscdept9@lacourt.org.

Counsel must give notice to the Judicial Council of California, Ms. Donna Newman, Budget Services in Sacramento: donna.newman@jud.ca.gov upon entry of the Amended Judgment pursuant to Cal. Code of Civ. Pro. §384.5.

If report is NOT filed by said date an Order to Show Cause Hearing Re: Sanctions hearing will be set.

A Non-Appearance Case Review Re: Final Accounting and Distribution is scheduled for 08/22/2024 at 08:30 AM in Department 9 at Spring Street Courthouse.

The Judicial Assistant to give notice to Counsel for Plaintiff who is ordered to give further and formal notice to all parties.

Clerk's Certificate of Service By Electronic Service is attached.

SUPERIOR COURT OF CALIFORNIA COUNTY OF LOS ANGELES		Reserved for Clerk's File Stamp
COURTHOUSE ADDRESS: Spring Street Courthouse 312 North Spring Street, Los Angeles, CA 90012		FILED Superior Court of California County of Los Angeles 04/04/2023 David W. Slayton, Executive Officer / Clerk of Court By: <u> R. Arraiga </u> Deputy
PLAINTIFF: Martin Jauregui		
DEFENDANT: LPF Re Manager, LLC		
CERTIFICATE OF ELECTRONIC SERVICE CODE OF CIVIL PROCEDURE 1010.6		CASE NUMBER 19STCV36107

I, the below named 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 one copy of the Minute Order and FINAL RULINGS/ORDERS RE: MOTION FOR FINAL APPROVAL OF CLASS ACTION entered herein, on 04/04/2023, upon each party or counsel of record in the above entitled action, by electronically serving the document(s) on Case Anywhere at www.caseanywhere.com on 04/04/2023 from my place of business, Spring Street Courthouse 312 North Spring Street, Los Angeles, CA 90012 in accordance with standard court practices.

David W. Slayton, Executive Officer / Clerk of Court

Dated: 04/04/2023

By: R. Arraiga
Deputy Clerk