



FILED  
ALAMEDA COUNTY

NOV 26 2019

CLERK OF THE SUPERIOR COURT  
By *[Signature]* Deputy

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IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA  
IN AND FOR THE COUNTY OF ALAMEDA

NINA LEE,  
  
Plaintiff,  
  
v.  
  
NMRR, Inc. and, DOES 1 through 25, inclusive,  
  
Defendants.

Case No. RG18929133

~~PROPOSED~~ ORDER GRANTING  
APPROVAL OF PAGA SETTLEMENT  
AND JUDGMENT

Date: November 26, 2019  
Time: 3:00 p.m.  
Dept.: 23  
Complaint Filed: November 15, 2018  
Trial Date: None  
Reservation No.: R-2117254

The Parties' Joint Motion for Approval of PAGA Settlement was heard by the Court on November 26, 2019. The Court having reviewed the Joint Motion for Approval of PAGA Settlement, the Private Attorneys General Act Claims Settlement Agreement and Release ("Agreement") attached as Exhibit "A" *and the Addendum filed 11/27/19* the papers, the arguments of counsel, and all other evidence and matters presented, and good cause appearing:

IT IS HEREBY ORDERED that the Parties' Joint Motion for Approval of PAGA Settlement is GRANTED, subject to the following findings and orders:

1           1.       All terms used herein shall have the same meaning as defined in the Agreement  
2 attached to this Order as Exhibit "A".

3           2.       The Court hereby approves the terms set forth in the Agreement for settlement of  
4 PAGA claims and finds in this respect that the Agreement is, in all respects, fair, adequate, and  
5 reasonable and directs the Parties to effectuate the PAGA settlement according to the terms set  
6 forth in the Agreement. The Court finds that the Parties were able to reasonably evaluate their  
7 respective positions. The Court also finds that settlement now will avoid potentially substantial  
8 litigation costs, as well as delay and risks if the Parties were to continue to litigate the PAGA  
9 claims.

10          3.       The Settlement Agreement is not an admission by Defendants or by any other  
11 Released Party, nor is this Order a finding of the validity of any allegations or of any wrongdoing  
12 by Defendants or any of other Released Parties. Neither this Order, the Settlement Agreement, nor  
13 any document referred to herein, nor any action taken to carry out the Settlement Agreement, may  
14 be construed as, or may be used as, an admission of any fault, wrongdoing, omission, concession,  
15 or liability whatsoever by or against Defendants or any of the Released Parties.

16          4.       Defendant shall pay the LWDA the LWDA Payment in the amount of \$23,488.94.

17          5.       Defendant shall pay Plaintiff's Counsel for Plaintiff's Counsel's reasonable  
18 Attorneys' Fees in the amount of \$20,856.67 and Costs in the amount of \$8,274.75.

19          6.       Defendant shall pay Phoenix Settlement Administrators for Administration  
20 Expenses in the amount of \$2,750.00.

21          7.       The Court further orders, adjudges and decrees that Plaintiff, the PAGA Settlement  
22 Members, the LWDA, and any employee or other person acting as a private attorneys general on  
23 the LWDA's behalf, have released and forever discharged the Released Parties from and regarding  
24 the Released Claims for the Covered Period.

25       **IT IS SO ORDERED ADJUDGED AND DECREED.**

26           The Clerk of the Court is hereby ordered to enter this Judgment.

27       DATED: 11/26/19

28           By:  \_\_\_\_\_  
                  Judge of the Superior Court

SUPERIOR COURT OF CALIFORNIA  
COUNTY OF ALAMEDA

Case Number: RG18929133  
Case Name: Lee v. NMRR, Inc.

RE: ORDER GRANTING APPROVAL OF PAGA SETTLEMENT AND JUDGMENT

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CLERK'S CERTIFICATE OF SERVICE

I certify that I am not a party to this cause and that a true and correct copy of the foregoing document was mailed first class, postage prepaid, in a sealed envelope, and that the mailing of the foregoing and execution of this certificate occurred at 1225 Fallon Street, Oakland, California.

Executed: 11/27/2019

*Jhalisa Castaneda*  
Courtroom Clerk, Dept. 23

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