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Members, and Aggrieved Employees

RECEIVED
LOS ANGELES SUPERIOR COURT

AUG 03 2021

S. DREW

FILED
LOS ANGELES SUPERIOR COURT

AUG 25 2021

SHERRI R. CARTER, EXECUTIVE OFFICER/CLERK
BY N. Navarro Deputy
NANCY NAVARRO

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES

EMMA ALYCE WEBER, as an individual
and on behalf of all others similarly situated,

Plaintiff,

vs.

KACE ENTERTAINMENT, INC., a
California Corporation, dba VOX DJS, INC.;
and DOES 1 through 100,

Defendants.

Case No. 19STCV40561

*[Assigned for all purposes to the Hon. Maren
E. Nelson; Dept. SSC-17]*

[PROPOSED] FINAL JUDGMENT

Date: August 25, 2021
Time: 9:30 a.m.
Dept.: SSC-17

Complaint Filed: November 12, 2019
Trial Date: None Set

~~PROPOSED~~ JUDGMENT

This matter came on regularly for hearing before this Court on August 25, 2021 at 9:30 a.m. pursuant to California Rule of Court 3.769 and this Court's earlier Order Granting Preliminary Approval of Class Action Settlement ("Preliminary Approval Order"). Having considered the Stipulation of Settlement (the "Settlement")¹ and the documents and evidence presented in support thereof, the Court hereby ORDERS as follows:

1. Final Judgement in this matter is hereby entered in conformity with the Settlement, the Preliminary Approval Order, and this Court's Order Granting Final Approval of Class Action Settlement ("Final Approval Order"). The Settlement Class includes the following employees:

All current and former non-exempt employees of Defendant Kace Entertainment, Inc. dba VOX DJs, Inc. ("VOX") in the positions of DJ, Roadie for DJ, DJ Roadie, Assistant to DJ, DJ Assistant, and Shadow to DJ ("Covered Position(s)") who worked in California at any time from November 12, 2015 through March 10, 2021 ("Class Period").

2. The Court finds that no Settlement Class member objected to or opted out of the Settlement, and that the 100% participation rate in the Settlement supports final approval.

3. Upon the Effective Date (as defined in the Settlement) and the Settlement being fully funded, Plaintiff and every member of the Settlement Class shall release and discharge VOX, its current or former subsidiaries, officers, directors, employees, and agents, successors, and assigns (collectively, the "Released Parties") from all claims, demands, rights, liabilities and causes of action that were pled in the Complaint, or which could have been pled in the Complaint based on the factual allegations therein, that arose during the Class Period, including the following claims: (1) failure to pay all overtime wages; (2) minimum wage violations; (3) rest period violations; (4) meal period violations; (5) failure to reimburse all necessary business expenditures; (6) wage statement violations; (7) waiting time penalties; and (8) all claims for unfair competition that could have been premised on the factual allegations asserted in the Complaint ("Class Members' Released Claims"). In addition, all Settlement Class members (whether or not they opt

¹ All terms used in this Order shall have the same meaning as that assigned to them in the Settlement.

1 out) who were employed by VOX at any time from November 15, 2018 through the end of the
2 Class Period (the "PAGA Period") shall release all claims for civil penalties under the Private
3 Attorneys General Act ("PAGA") that were alleged in Plaintiff's November 15, 2019 letter to the
4 LWDA and asserted in the Complaint, including claims for PAGA civil penalties based on alleged
5 violations of Labor Code §§ 201-203, 204, 226, 226.2, 226.7, 510, 512, 516, 558, 1174, 1182.12,
6 1194, 1194.2, 1197, and 1198 ("PAGA Released Claims"). The period of the release of Class
7 Members' Released Claims shall extend to the limits of the Class Period. The period of the release
8 of the PAGA Released Claims shall extend to the limits of the PAGA Period.

9 4. The Court finds that, pursuant to the Settlement, and in consideration for the
10 enhancement payment, upon the Effective Date and the Settlement being fully funded, Plaintiff
11 shall, by virtue of this Final Judgment, release, in addition to the Class Members' Released Claims
12 described above, all claims, whether known or unknown, under federal law or state law, against
13 the Released Parties, based on her employment with VOX, to the extent permitted by law, through
14 the date upon which Plaintiff signed the Settlement ("Plaintiff's Released Claims"). Specifically
15 excluded from Plaintiff's Released Claims are any claims that cannot be released as a matter of
16 law, such as claims for workers' compensation benefits or unemployment benefits. Plaintiff
17 understands that this release includes unknown claims and that Plaintiff is, as a result, waiving all
18 rights and benefits afforded by Section 1542 of the California Civil Code, which provides: "A
19 general release does not extend to claims that the creditor or releasing party does not know or
20 suspect to exist in his or her favor at the time of executing the release and that, if known by him
21 or her, would have materially affected his or her settlement with the debtor or released party."

22 5. This document shall constitute a final judgment pursuant to California Rule of
23 Court 3.769(h), which provides, "If the court approves the settlement agreement after the final
24 approval hearing, the court must make and enter judgment. The judgment must include a
25 provision for the retention of the court's jurisdiction over the parties to enforce the terms of the
26 judgment. The court may not enter an order dismissing the action at the same time as, or after,
27 entry of judgment."

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1 6. The Court will retain jurisdiction to enforce the Settlement, the Final Approval
2 Order, and this Final Judgment.

3 **IT IS SO ORDERED.**

4
5 Dated: 8/25, 2021

Maren E. Nelson
Honorable Maren E. Nelson
Judge of the Superior Court