

10/17/2024  
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E-Served

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8 Attorneys for Plaintiffs ALBERTINA TORRES and  
9 YOLANDA CASTILLO, on behalf of themselves  
10 and others similarly situated

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SUPERIOR COURT OF THE STATE OF CALIFORNIA  
COUNTY OF LOS ANGELES

ALBERTINA TORRES and YOLANDA  
CASTILLO, on behalf of themselves and all  
others similarly situated,

Plaintiffs,

v.

CENTRAL SERVICES HOLDING, LLC  
DBA MARIANNA'S CLEANING  
COMPANY, a California Corporation,  
MATHEW MADRZYK, an individual,  
and DOES 1 through 50, inclusive,

Defendants.

Case No. 22STCV24452

CLASS ACTION

~~PROPOSED~~ ORDER GRANTING *CM*  
FINAL APPROVAL OF CLASS ACTION  
SETTLEMENT AND GRANTING CLASS  
COUNSEL'S REQUEST FOR  
ATTORNEYS' FEES AND COSTS

*[filed concurrently with Memorandum of Points  
and Authorities; Declaration of Hugo Gamez in  
support thereof; Declaration of Luis Garcia  
Delgado; Declaration of Michael Whitlock;  
Declaration of Kevin Lee and [Proposed]  
Judgment*

Date: October 15, 2024

Time: 10:30 a.m.

Dept.: SS12

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Case No. 22STCV24452

CLASS ACTION

**ORDER GRANTING FINAL APPROVAL  
OF CLASS ACTION SETTLEMENT AND  
GRANTING CLASS COUNSEL'S  
REQUEST FOR ATTORNEYS' FEES AND  
COSTS**

Date: October 15, 2024  
Time: 10:30 a.m.  
Dept.: SS12

1           The Motion of Plaintiffs, Albertina Torres and Yolanda Castillo (“Plaintiffs”) for an Order  
2 granting final approval of class settlement and granting Class Counsel’s application for attorneys’  
3 fees and costs came on for hearing on October 15, 2024, in Department SS12 of the above captioned  
4 court, the Honorable Carolyn B. Kuhl, Judge Presiding. Hugo Gamez of the Law Offices of Hugo  
5 Gamez appeared on behalf of Plaintiff and the proposed class, and Laurie Cortez of Emilio Law  
6 Group APC appeared on behalf of CENTRAL SERVICES HOLDING, LLC DBA MARIANNA’S  
7 CLEANING COMPANY, and MATHEW MADRZYK (“Defendants”). (Plaintiffs and Defendants  
8 shall be collectively referred to herein as the “Parties.”)

9           The Court, having reviewed the motion for final approval of the class action settlement, and  
10 the papers submitted in support thereof, as well as the entire record in this case, and good cause  
11 appearing,

12           IT IS ORDERED, ADJUDGED, AND DECREED THAT:

13           1.       The Court hereby GRANTS full and final approval of the terms and conditions  
14 contained in the Parties’ Amended Joint Stipulation of Settlement between Plaintiffs and Defendant  
15 (“Stipulation of Settlement” or “Stipulation”) and the Stipulation is hereby fully and finally  
16 approved and shall be carried out and effectuated according to its terms and this Order.

17           2.       This Order incorporates by reference the definitions in the Stipulation and all terms  
18 defined therein shall have the same meaning in this Order.

19           3.       The Court finds that the Stipulation and the terms and conditions set forth therein are  
20 fair, reasonable, and adequate and in the best interests of the Settlement Class. The Court further  
21 finds that the Class Members who have not opted out shall be bound by this settlement, including the  
22 release of claims, and the Court concludes that this settlement should be and is hereby finally  
23 approved.

24           4.       For purposes of this settlement only, the Settlement Class is defined as all persons  
25 employed in California by Defendant as current or former hourly-paid or non-exempt employees at  
26 any time during the period between July 27, 2018 through June 10, 2024.

27           5.       The Court finds that notice was given to Class Members of the terms of the settlement  
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10/17/2024

1 and properly advised the Class Members of the Final Approval Hearing and that no objections to this  
2 settlement have been made. The Court further finds that the Notice, given by first-class mail, was the  
3 best notice under the circumstances and satisfies the requirements of due process under California  
4 Code of Civil Procedure § 382 and applicable law.

5 6. Upon the Effective Date, Plaintiff and Class Members (~~except those Class Members~~  
6 ~~who timely and validly opted out~~) shall be deemed to have entered into the release of claims  
7 expressed in the Stipulation. CMK

8 7. Plaintiff Class Members ~~who have not opted out~~, and Defendant shall consummate CMK  
9 the settlement in accordance with the terms of the Stipulation first addendum to The Stipulation.

10 8. The Court hereby finds that Class Counsel's fee request of 33-1/3 percent of the  
11 settlement is reasonable and ~~\$13,889.42~~ <sup>\$13,500.00</sup> in costs the amount of reasonable costs that should be paid  
12 to Class Counsel for as reimbursement for reasonable fees and costs incurred in prosecuting this  
13 action and hereby authorizes payment of the said amounts from the Total Settlement Amount in  
14 accordance with the Stipulation. *The attorney fee award for class*  
15 *counsel in the amount of \$52,000.00 is reasonable in*  
16 *light of the benefit obtained for the class.*  
17 ~~analysis, the Court has determined that the \$825/hour billing rate for Hugo Gamez of the Law~~  
18 ~~Offices of Hugo Gamez (as specified in Paragraph 20 of the declaration of Hugo Gamez filed in~~  
19 ~~support of Plaintiff's motion for final approval of the class settlement) are reasonable and~~  
20 ~~commensurate with market rates in Los Angeles County, and approves those rates~~

21 9. The Class Representative Enhancement Payment in the amount of \$7,500 to Plaintiff  
22 Albertina Torres and \$7,500.00 for Plaintiff Yolanda Castillo is approved as being fair and  
23 reasonable compensation for Class Representatives' efforts in initiating and prosecuting this action,  
24 the work involved, and the risks assumed.

25 10. The Court approves the costs of the Settlement Administrator in the amount of  
26 \$20,000.00 for the services it performed in connection with this lawsuit.

27 11. The Court finds and determines that the payment of Five Thousand Dollars (\$5,000),  
28 which shall be remitted to the California Labor and Workforce Development Agency ("LWDA") for  
the resolution of the Class Members' claims under the California Private Attorney General Act

1 ("PAGA"), California Labor Code Section 2698, *et. seq.*, is fair and reasonable. Seventy-five percent  
2 (75%) of the PAGA Payment <sup>(\$ 3,750,00)</sup> will be paid to the LWDA. The remaining twenty-five percent (25%)  
3 shall be distributed to Participating Class Members as part of the Net Settlement Amount. The Court  
4 gives final approval to and orders that the payment of that amount be paid to the LWDA out of the  
5 Gross Settlement Amount in accordance with the terms of the Agreement.

6 12. The benefits and payments described in the Stipulation are the only consideration,  
7 fees and expenses that Defendant and the released parties shall be obligated to provide to the class  
8 representatives, the Settlement Class, and Class Counsel in connection with the Stipulation and this  
9 Order.

10 13. The Court nevertheless retains continuing jurisdiction as to all matters relating to the  
11 administration and consummation of the settlement as provided in the Stipulation and all other  
12 matters covered in this Order.

13 14. Nothing in this Order shall preclude any action to enforce Defendant's obligations  
14 under the Stipulation, including the requirement that it make payments to the Settlement Class in  
15 accordance with the terms of the Stipulation.

16 15. Upon entry of this Order, except as otherwise provided in the Stipulation, Plaintiff,  
17 the Settlement Class, and Class Counsel shall bear his/her/its attorneys' fees, costs and expenses  
18 incurred by them in or arising out of the lawsuit, and shall not seek reimbursement thereof from  
19 Defendant or the released parties.

20 16. The Parties' Stipulation shall not constitute admissions of liability or fault by  
21 Defendant or the released parties, or a finding as to the validity of any claims in the lawsuit or of any  
22 wrongdoing or violation of law by Defendant or the released parties. The Stipulation and the  
23 settlement contemplated by the Stipulation are not a concession by the Parties and, to the extent  
24 permitted by law, neither this Order nor any of their terms or provisions, nor any of the negotiations  
25 or proceedings connected with them, shall be offered as evidence or received in evidence in any  
26 pending or future civil, criminal, or administrative action or proceeding to establish any liability of,  
27 or admission by Defendant or the released parties or any of them. Notwithstanding the foregoing,  
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1 nothing in this Order shall be interpreted to prohibit the use of this Order in a proceeding to  
2 consummate or enforce the Stipulation or this Order to defend against the assertion of claims in any  
3 other proceeding, or as otherwise required by law.

4 17. It is hereby ordered that Final Judgment be entered which will bar any future actions  
5 by Class Members against Released Parties (As Defined in the Stipulation of Settlement) for any

6 Released Claims from the period of July 27, 2018 through June 10, 2024. <sup>The Administrator</sup> To the extent any  
7 ~~Participating Class Members fail to cash settlement checks after the distribution has taken place, the~~  
8 ~~Defendant and re its initial distribution of funds by~~ settlement administrator shall file a report pursuant to Code of Civil Procedure § 384, concerning the  
9 ~~amount of money distributed no later than~~ <sup>June 20, 2025. A non-appearance case review re the</sup> filing of the report is  
10 <sup>set for June 25, 2025</sup>

11 **IT IS SO ORDERED.**

12 Dated: Oct. 15, 2024

Carolyn B. Kuhl  
13 HONORABLE CAROLYN B. KUHL  
14 JUDGE OF THE SUPERIOR COURT