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**FILED**  
Superior Court of California  
County of Los Angeles  
05/12/2022

Sherri R. Carter, Executive Officer / Clerk of Court  
By:                     I. Flores                     Deputy

7 Ely Grinvald (SBN 285475)  
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13 Attorneys for Plaintiff, MARINA KUSHNIROVICH

14 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
15 **FOR THE COUNTY OF LOS ANGELES, CENTRAL DISTRICT**

16 MARINA KUSHNIROVICH, an individual,  
17  
18 Plaintiff,

Case No.: 19STCV20229  
[Judge Theresa M. Traber, Dept. 47]

19 v.

20 ACTIVE PLUS HOME HEALTH CARE,  
21 INC., a California Corporation; MARJAN  
22 POURHARANDI, an individual; HELEN  
23 MOHSENZADEH, an individual; and DOES  
24 1 through 50, Inclusive,  
25  
26 Defendants.

~~PROPOSED~~ **JUDGMENT IN APPROVING  
SETTLEMENT OF CLAIM FOR CIVIL  
PENALTIES UNDER THE PRIVATE  
ATTORNEY GENERAL ACT (LABOR CODE  
§ 2698 ET SEQ.)**

27 TO ALL PARTIES AND TO THEIR RESPECTIVE ATTORNEYS OF RECORD:

28 This Court, having granted the motion of plaintiff, MARINA KUSHNIROVICH, for an order to approve settlement of claims for civil penalties under the Private Attorney General Act (“PAGA”) on April 27, 2022, and having ordered entry of judgment,

IT IS ORDERED, ADJUDGED and DECREED that:

1. Plaintiff, MARINA KUSHNIROVICH (“Plaintiff”), shall have judgment under PAGA against defendants ACTIVE PLUS HOME HEALTH CARE, INC., MARJAN

1 POURHARANDI, and HELEN MOHSENZADEH (collectively “Defendants”) on the Ninth Cause  
2 of Action of Plaintiff’s Complaint in the amount of \$50,000.00, said judgment payable as follows:

- 3 A. \$16,500.00 for attorney fees payable to the Law Offices of Boris Dalis, the  
4 attorneys of record for Plaintiff;
- 5 B. \$2,000.00 for litigation costs payable to the Law Offices of Boris Dalis, the  
6 attorneys of record for Plaintiff;
- 7 C. \$2,000.00 for case administration costs payable to Phoenix Settlement  
8 Administrators;
- 9 D. \$22,125.00 payable to the California Labor Workforce Development Agency  
10 as required under California Labor Code § 2699(i); and
- 11 E. \$7,375.00 payable to Defendants’ nonparty aggrieved employees on a pro  
12 rata basis.


13 2. Defendants shall make payments of the above amounts pursuant to the terms of the  
14 parties’ settlement agreement;

15 3. Plaintiff’s Complaint and all causes of action, including the PAGA cause of action,  
16 against Defendants are hereby dismissed with prejudice;

17 4. Defendants’ ACTIVE PLUS HOME HEALTH CARE, INC.’s and HELEN  
18 MOHSENZADEH’s Cross-Complaint against plaintiff MARINA KUSHNIROVICH is hereby  
19 dismissed with prejudice.

20  
21 **IT IS SO ORDERED.**

22  
23 DATED: 05/12/2022

  
\_\_\_\_\_  
HON. THERESA M. TRABER  
JUDGE OF THE SUPERIOR COURT

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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 18 and not a party to the within action; my business address is 2355 Westwood Blvd., Suite 562, Los Angeles, CA 90064.

On May 2, 2022, I served the foregoing document described as **[PROPOSED] JUDGMENT IN APPROVING SETTLEMENT OF CLAIM FOR CIVIL PENALTIES UNDER THE PRIVATE ATTORNEY GENERAL ACT (LABOR CODE § 2698 ET SEQ.)** on the interested parties in this action, identified on the SERVICE LIST below, as follows:

**(BY MAIL)** I caused such envelope to be deposited in the mail at Los Angeles, California. The envelope was mailed with postage thereon fully prepaid. I placed such envelope with postage thereon prepaid in the United States mail at Los Angeles, California. I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. postal service on that same day with postage thereon fully prepaid at Los Angeles, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

**(BY E-SERVICE)** Pursuant to California Rules of Court, Rule 2.251, Code of Civil Procedure §1010.6, Emergency Rule 12 of the California Rules of Court, as well as federal, state and local government restrictions during the Coronavirus (COVID-19) pandemic, I caused the document(s) listed above to be sent to the person(s) at the e-mail address(es) on the service list on the date stated thereon. I did not receive, within a reasonable time after transmission, any electronic message or other indication that the transmission was unsuccessful.

**(BY PERSONAL SERVICE)** I caused such envelope to be delivered by hand to the offices of the addressee(s) noted above.

**(STATE)** I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed May 2, 2022, at Los Angeles, California.



Ely Grinvald

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**SERVICE LIST**

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