

**SUPERIOR COURT OF CALIFORNIA  
COUNTY OF MARIN**

DATE: 04/03/26      TIME: 1:30 P.M.      DEPT: L      CASE NO: CV0000712

PRESIDING: HON. MARK A. TALAMANTES

REPORTER:

CLERK: M. GIL

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PLAINTIFF:      EMELY SALDANA

vs.

DEFENDANT:    THE BUNGALOW  
KITCHEN SF, LLC ET AL

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NATURE OF PROCEEDINGS: MOTION – OTHER: PRELIMINARY APPROVAL OF CLASS ACTION AND PAGA SETTLEMENT

**RULING**

On January 6, 2026, Plaintiff filed a motion seeking approval of a class settlement pursuant to Code of Civil Procedure § 382, and also preliminary settlement under California's Private Attorney General Act, (PAGA) Labor Code § 2698, et seq.

Plaintiffs' counsel, in his declaration advises the court that the case settled in January 2025, after arm's length settlement negotiations through mediation. The class action and PAGA settlement was finalized in November 2025.

Defendant stipulates to certification of the Class for settlement purposes.

The preliminary terms are:

1. Total settlement corpus of \$450,000.00 to cover settlement payments to Class Members who do not validly opt out;
2. \$20,000.00 allocation toward civil penalties under the Private Attorneys General Act, 75% of which (\$15,000.00) will be paid to California's Labor & Workforce Development Agency and 25% of which (\$5,000.00) will be paid to Aggrieved Employees;
3. Class Representative Service Payment of up to \$7,500.00 to Plaintiff Emely Saldana and a Class Representative Service Payment of up to \$2,500.00 to Plaintiff Marco Aurelio Silva (totaling \$10,000.00);
4. Class Counsel's attorneys' fees not to exceed one third (1/3) of the Gross Settlement Amount (currently estimated to be \$150,000.00), and up to \$25,000.00 in costs for actual litigation expenses incurred by Class Counsel; and,

5. Settlement Administration Costs of up to \$10,450.00. Defendant will pay a maximum of \$150,000.00, referred to as the Gross Settlement Amount (or GSA herein) not more than 14 days after the Effective Date (Settlement, § 4.3).
6. The Administrator will disburse the entire Gross Settlement Amount without requiring Participating Class Members to submit any claim as a condition of payment. Class Members need only take action if they wish to request exclusion from the Settlement. (Settlement, § 7.5);
7. The Settlement will release specified wage-and-hour claims for those Class Members who do not opt out of the Settlement, as well as specified claims for PAGA Penalties for all class members and PAGA aggrieved employees;

Defendant has not filed a response or opposition to the motion. Defendant consents to the granting of the motion. (Cal. Rules of Court, rule 8.54(c); Local Rule Marin, Civil 2.8G.1.)

Regarding paragraph 4.4.3 of the Settlement, the public policy purpose of PAGA is to benefit the general public. (see, *Balderas v Fresh Start*, (2024) 101 Cal.App.5th 533.) The court therefore disagrees that residual funds should flow to California's Unclaimed Property Fund. The parties are ordered to meet and confer to discuss an award of the residual settlement proceeds to a non-profit or educational organization whose purpose is tied more closely to the objective of PAGA.

The court was unable to locate the proposed class notice in the settlement package.

Pending changes to the settlement corpus recipient and approval of the class notice, the proposed order approving preliminary class and PAGA approval of the settlement is otherwise GRANTED.

Appearances are required.

***Parties must comply with Marin County Superior Court Local Rules, Rule 2.10(A), (B), which provides that if a party wants to present oral argument, the party must contact the Court at (415) 444-7046 and all opposing parties by 4:00 p.m. the court day preceding the scheduled hearing. Notice may be by telephone or in person to all other parties that argument is being requested (i.e., it is not necessary to speak with counsel or parties directly.) Unless the Court and all parties have been notified of a request to present oral argument, no oral argument will be permitted except by order of the Court. In the event no party requests oral argument in accordance with Rule 2.10(B), the tentative ruling shall become the order of the court.***

***IT IS ORDERED that evidentiary hearings shall be in-person in Department L. For routine appearances, the parties may access Department L for video conference via a link on the court website. Kindly turn your camera on when your case is called and make sure the party or lawyer making the appearance is properly identified on the screen.***

***FURTHER ORDERED that the parties are responsible for ensuring that they have a good connection and that they are available for the hearing. If the connection is inadequate, the Court may proceed with the hearing in the party's absence.***

**SUPERIOR COURT OF CALIFORNIA  
COUNTY OF MARIN**

DATE: 04/03/26      TIME: 1:30 P.M.      DEPT: L      CASE NO: CV0006536

PRESIDING: HON. MARK A. TALAMANTES

REPORTER:

CLERK: M. GIL

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PLAINTIFF:      SOO YOUNG KIM, ET AL

vs.

DEFENDANT:    HARRIGAN  
WEIDENMULLER COMPANY

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NATURE OF PROCEEDINGS: DEMURRER

RULING

The matter is off calendar.

*Parties must comply with Marin County Superior Court Local Rules, Rule 2.10(A), (B), which provides that if a party wants to present oral argument, the party must contact the Court at (415) 444-7046 and all opposing parties by 4:00 p.m. the court day preceding the scheduled hearing. Notice may be by telephone or in person to all other parties that argument is being requested (i.e., it is not necessary to speak with counsel or parties directly.) Unless the Court and all parties have been notified of a request to present oral argument, no oral argument will be permitted except by order of the Court. In the event no party requests oral argument in accordance with Rule 2.10(B), the tentative ruling shall become the order of the court.*

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*FURTHER ORDERED that the parties are responsible for ensuring that they have a good connection and that they are available for the hearing. If the connection is inadequate, the Court may proceed with the hearing in the party's absence.*