

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

Civil Division

Central District, Stanley Mosk Courthouse, Department 36

19STCV12592

WILLIAM JAMES MITCHELL vs TWIN GALEXIES, LLC

May 30, 2024

8:30 AM

Judge: Honorable Wendy Chang

Judicial Assistant: A. Rodriguez

Courtroom Assistant: A. Aguilar

CSR: None

ERM: None

Deputy Sheriff: None

APPEARANCES:

For Plaintiff(s): Anthony J. Ellrod; James Edwin Gibbons by Kristina Ross via LACC

For Defendant(s): David Ali Tashroudian

NATURE OF PROCEEDINGS: Hearing on Motion to Enforce Settlement (3012); Hearing on Motion to Seal Motion to Seal Re Plaintiff's Motion to Enforce Settlement Agreement Pursuant to C.C.P. Section 664.6; Memorandum of Points and Authorities; Declaration of Kristina Ross (8422)

The matter is called for hearing.

The Court has read and considered the moving papers, opposition and evidence.

The Court gives its oral tentative ruling and hears argument from counsel.

After consideration of all documents filed and oral argument, the Court adopts the tentative as the order of the Court as follows:

The Motion to Seal RE PLAINTIFF'S MOTION TO ENFORCE SETTLEMENT AGREEMENT PURSUANT TO C.C.P. SECTION 664.6 filed by William James Mitchell on 03/11/2024 is Granted.

The Motion to Enforce Settlement filed by William James Mitchell on 03/11/2024 is Granted.

The Plaintiff is granted authority to publish exact words of section 1B and section 1D of the settlement agreement.

The Settlement Agreement provides for the recovery of reasonable attorneys fees and costs to the prevailing party in enforcing the judgment. (Decl. Ross Exh. A, section 17) The Court finds Plaintiff to be the prevailing party in this motion, and is entitled to reasonable fees and costs. Plaintiff seeks \$9,120, at a rate of \$375/hour, for 18 hours of work for the motion to enforce, and 6 hours for the motion to seal, and \$60 for the filing fee. The Court takes judicial notice of the fact Attorney Ross was admitted in 2019, and a graduate of Pepperdine Law School. Her hourly

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rate of \$375/hour is reasonable for attorneys of her experience for this type of work. The Court reduces the hours for the motion to enforce to 8, the hours for the motion to seal to 3, and awards the filing fees. Thus, prevailing party fees and costs are awarded in the amount of \$4,245.00, payable in 20 days.

Clerk is to give notice.

Certificate of Mailing is attached.