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Attorneys for Defendant

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF MADERA**

KELLY SCHARTON and CHRISTA HORN,
individually, and on behalf of all others similarly
situated, and on behalf of the State of California
and other aggrieved persons,

Plaintiffs,

v.

OAKHURST NURSING AND REHAB
CENTER, LLC, a California limited liability
company; and DOES 1 through 10, inclusive,

Defendants.

Case No. MCV090222

*Assigned for all purposes to:
Hon. Michael Jurkovich
Dept. 411B*

**JOINT STIPULATION TO CONTINUE
MOTION FOR FINAL APPROVAL OF
CLASS ACTION AND PAGA
SETTLEMENT; ~~[PROPOSED]~~ ORDER**

Complaint Filed: August 29, 2023
Trial Date: Not Set

1 **TO THE HONORABLE COURT, ALL PARTIES, AND THEIR ATTORNEYS OF RECORD:**

2 Plaintiffs Kelly Scharton and Christa Horn (“Plaintiffs”) and Defendant Oakhurst Nursing and
3 Rehab Center, LLC, (“Defendant”) (together with Plaintiff, the “Parties”), by and through their
4 respective counsel of record, stipulate as follows:

5 **WHEREAS**, on or around March 16, 2026, the Parties appeared at the Motion for Preliminary
6 Approval hearing. At this hearing the Court continued Plaintiff’s Motion for Preliminary Approval of
7 Class Action and PAGA Settlement (“Motion”) to April 23, 2026 to allow Plaintiff to provide notice to
8 plaintiff counsel and defense counsel in the matter of *Bernice Alas Arteaga vs. Oakhurst Nursing and*
9 *Rehab Center, LLC et al.*¹, Case No. MCV095320, filed on June 5, 2025 in the Madera County Superior
10 Court (“*Arteaga* matter”).

11 **WHEREAS**, on or around April 23, 2026, the Court granted the Motion.

12 **WHEREAS**, on or around May 15, 2026, counsel for Plaintiff gave notice to plaintiff counsel in
13 the *Arteaga* matter and to defense counsel in the *Arteaga* matter. Attached herein as Exhibit 1 is a true
14 and correct copy of Plaintiff counsel’s notice to Abramson Labor Group, counsel for plaintiff in the
15 *Arteaga* matter. Attached herein as Exhibit 2 is a true and correct copy of Plaintiff counsel’s notice to
16 DeCastro Law Group, counsel for defense in the *Arteaga* matter.

17 **WHEREAS**, the Parties need additional time to complete the Class Notice process. As such, the
18 Parties agree that the previously set final approval hearing needs to be continued to a later date to allow
19 time for the Class Notice process to be completed;

20 **WHEREAS**, the Parties respectfully request that the Court continue Plaintiff’s Motion for Final
21 Approval of Class Action and PAGA Settlement hearing from July 22, 2026 at 8:30 a.m. to October 2,
22 2026 at 8:30 a.m.

23 ///

24 ///

25 _____
26 ¹ For clarification purposes, Counsel for Plaintiff and Counsel for Defendant in the above-captioned
27 matter are not the same counsel for plaintiff and counsel for defendant in the *Aretaga* matter. Counsel
28 for Plaintiff in the above-captioned matter does not represent the plaintiff in the *Aretaga* matter. Also,
the *Aretaga* matter is not a part of this Settlement.

1 **THEREFORE, THE PARTIES STIPULATE AND AGREE AS FOLLOWS:**

2 1. Plaintiff's Motion for Final Approval of Class Action and PAGA Settlement hearing will
3 be continued from July 22, 2026 to October 2, 2026.

4 **IT IS SO STIPULATED.**

5 Respectfully submitted,

6 Dated: June 11, 2026

WILSHIRE LAW FIRM, PLC

7 By: *Lisa Iturriaga*
8 John G. Yslas
9 Jeffrey C. Bils
10 Lisa B. Iturriaga
 Attorneys for Plaintiffs

11 Dated: June 11, 2026

O'HAGAN MEYER

12 By: /s/ Derek S. Sachs
13 Derek S. Sachs
14 Elaine M. McCormick
 Attorneys for Defendant

[PROPOSED] ORDER

Pursuant to the Parties' Joint Stipulation and good cause appearing, it is HEREBY ORDERED THAT:

1. Plaintiff's Motion for Final Approval of Class Action and PAGA Settlement hearing is continued from July 22, 2026 at 8:30 a.m. in Department 411B to October 2, 2026 at 8:30 am a.m./p.m. in Department ~~411B~~ 17 or as assigned.

IT IS SO ORDERED.

Dated: 06/21/2026



Hon. Michael Jurkovich
Judge of the Superior Court

The electronic signature and seal on this document have the same validity and legal force and effect as an original signature and court seal. California Government Code §68150(g).

EXHIBIT 1

Re Oakhurst Nursing and Rehab Center, LLC et al.

From Lisa Iturriaga, Esq. <lisa.iturriaga@wilshirelawfirm.com>

Date Fri 5/15/2026 1:13 PM

To Roxy@abramsonlabor.com <Roxy@abramsonlabor.com>

Cc Yslas Team Settlements <YslasTeamSettlements@wilshirelawfirm.com>; Jeffrey Bils' Team <JeffreyBilsTeam@wilshirelawfirm.com>

 2 attachments (13 MB)

FAC - Oakhurst Nursing and Rehab Center (Filed) 10-10 2025.pdf; 2026 1-06 Fully Executed Settlement Agreement - Oakhurst Nursing_.pdf;

Good afternoon, Roxy,

It is my understanding that your office filed an Action, Case No. MCV095320, on behalf of Plaintiff Bernice Alas Arteaga before Judge Jurkovich of Madera County. You may or may not be aware, but our office has an ongoing Action also filed against Oakhurst which is currently in settlement, and we have filed for preliminary approval. Judge Jurkovich asked that we give your office and defense counsel's office notice since it is likely your claims will be wiped out by our settlement. I anticipate that your client will also likely receive Class Notice from our settlement once we send out notice.

Attached I am providing a courtesy copy of our Operative Complaint and the Settlement Agreement.

Best,

Lisa B. Iturriaga, Esq.



Lisa Iturriaga, Esq.
Settlement Attorney

Wilshire Law Firm, PLC | (213) 381-9988 Ext. 887

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EXHIBIT 2

Re Oakhurst Nursing and Rehab Center, LLC et al.

From Lisa Iturriaga, Esq. <lisa.iturriaga@wilshirelawfirm.com>

Date Fri 5/15/2026 1:20 PM

To Jose-Manuel A. de Castro <jmdecastro@decastrolawgroup.com>

Cc Yslas Team Settlements <YslasTeamSettlements@wilshirelawfirm.com>; Jeffrey Bils' Team <JeffreyBilsTeam@wilshirelawfirm.com>

 2 attachments (13 MB)

FAC - Oakhurst Nursing and Rehab Center (Filed) 10-10 2025.pdf; 2026 1-06 Fully Executed Settlement Agreement - Oakhurst Nursing_.pdf;

Good afternoon, Jose,

It is my understanding that your office represents Defendant in Case No. MCV095320 before Judge Jurkovich of Madera County. You may or may not be aware, but our office has an ongoing Action also filed against Oakhurst which is currently in settlement, and we have filed for preliminary approval. Judge Jurkovich asked that we give your office and plaintiff counsel's office, Abramson Labor Group, notice since it is likely Plaintiff Arteaga's claims will be wiped out by our settlement.

Attached I am providing a courtesy copy of our Operative Complaint and the Settlement Agreement.

Best,

Lisa B. Iturriaga, Esq.



Lisa Iturriaga, Esq.
Settlement Attorney

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