

PLAINTIFF/PETITIONER: ADINA MEZA	CASE NUMBER:
DEFENDANT/RESPONDENT: TRACKIN, CO.	CGC-19-573185

4. b. Provide a brief statement of the case, including any damages. *(If personal injury damages are sought, specify the injury and damages claimed, including medical expenses to date [indicate source and amount], estimated future medical expenses, lost earnings to date, and estimated future lost earnings. If equitable relief is sought, describe the nature of the relief.)*
 Plaintiff alleges that Defendant misclassified drivers as independent contractors, leading to multiple wage and hour violations. Defendant demies Plaintiff's allegations.

(If more space is needed, check this box and attach a page designated as Attachment 4b.)

5. **Jury or nonjury trial**

The party or parties request a jury trial a nonjury trial. *(If more than one party, provide the name of each party requesting a jury trial):*

6. **Trial date**

- a. The trial has been set for *(date)*:
- b. No trial date has been set. This case will be ready for trial within 12 months of the date of the filing of the complaint *(if not, explain)*:
- c. Dates on which parties or attorneys will not be available for trial *(specify dates and explain reasons for unavailability)*:

7. **Estimated length of trial**

The party or parties estimate that the trial will take *(check one)*:

- a. days *(specify number)*: 5-7
- b. hours (short causes) *(specify)*:

8. **Trial representation** *(to be answered for each party)*

The party or parties will be represented at trial by the attorney or party listed in the caption by the following:

- a. Attorney:
- b. Firm:
- c. Address:
- d. Telephone number:
- e. E-mail address:
- f. Fax number:
- g. Party represented:

Additional representation is described in Attachment 8.

9. **Preference**

This case is entitled to preference *(specify code section)*:

10. **Alternative dispute resolution (ADR)**

a. **ADR information package.** Please note that different ADR processes are available in different courts and communities; read the ADR information package provided by the court under rule 3.221 for information about the processes available through the court and community programs in this case.

- (1) For parties represented by counsel: Counsel has has not provided the ADR information package identified in rule 3.221 to the client and reviewed ADR options with the client.
- (2) For self-represented parties: Party has has not reviewed the ADR information package identified in rule 3.221.

b. **Referral to judicial arbitration or civil action mediation** (if available).

- (1) This matter is subject to mandatory judicial arbitration under Code of Civil Procedure section 1141.11 or to civil action mediation under Code of Civil Procedure section 1775.3 because the amount in controversy does not exceed the statutory limit.
- (2) Plaintiff elects to refer this case to judicial arbitration and agrees to limit recovery to the amount specified in Code of Civil Procedure section 1141.11.
- (3) This case is exempt from judicial arbitration under rule 3.811 of the California Rules of Court or from civil action mediation under Code of Civil Procedure section 1775 et seq. *(specify exemption)*:

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10. c. Indicate the ADR process or processes that the party or parties are willing to participate in, have agreed to participate in, or have already participated in (*check all that apply and provide the specified information*):

	The party or parties completing this form are willing to participate in the following ADR processes (<i>check all that apply</i>):	If the party or parties completing this form in the case have agreed to participate in or have already completed an ADR process or processes, indicate the status of the processes (<i>attach a copy of the parties' ADR stipulation</i>):
(1) Mediation	<input checked="" type="checkbox"/>	<input type="checkbox"/> Mediation session not yet scheduled <input checked="" type="checkbox"/> Mediation session scheduled for (<i>date</i>): July 9, 2019 <input type="checkbox"/> Agreed to complete mediation by (<i>date</i>): <input type="checkbox"/> Mediation completed on (<i>date</i>):
(2) Settlement conference	WHEN CONVENIENT WITH THIS HONORABLE COURT'S CALENDAR. <input checked="" type="checkbox"/>	<input checked="" type="checkbox"/> Settlement conference not yet scheduled <input type="checkbox"/> Settlement conference scheduled for (<i>date</i>): <input type="checkbox"/> Agreed to complete settlement conference by (<i>date</i>): <input type="checkbox"/> Settlement conference completed on (<i>date</i>):
(3) Neutral evaluation	<input type="checkbox"/>	<input type="checkbox"/> Neutral evaluation not yet scheduled <input type="checkbox"/> Neutral evaluation scheduled for (<i>date</i>): <input type="checkbox"/> Agreed to complete neutral evaluation by (<i>date</i>): <input type="checkbox"/> Neutral evaluation completed on (<i>date</i>):
(4) Nonbinding judicial arbitration	<input type="checkbox"/>	<input type="checkbox"/> Judicial arbitration not yet scheduled <input type="checkbox"/> Judicial arbitration scheduled for (<i>date</i>): <input type="checkbox"/> Agreed to complete judicial arbitration by (<i>date</i>): <input type="checkbox"/> Judicial arbitration completed on (<i>date</i>):
(5) Binding private arbitration	<input type="checkbox"/>	<input type="checkbox"/> Private arbitration not yet scheduled <input type="checkbox"/> Private arbitration scheduled for (<i>date</i>): <input type="checkbox"/> Agreed to complete private arbitration by (<i>date</i>): <input type="checkbox"/> Private arbitration completed on (<i>date</i>):
(6) Other (<i>specify</i>):	<input type="checkbox"/>	<input type="checkbox"/> ADR session not yet scheduled <input type="checkbox"/> ADR session scheduled for (<i>date</i>): <input type="checkbox"/> Agreed to complete ADR session by (<i>date</i>): <input type="checkbox"/> ADR completed on (<i>date</i>):

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11. Insurance

- a. Insurance carrier, if any, for party filing this statement (*name*):
- b. Reservation of rights: Yes No
- c. Coverage issues will significantly affect resolution of this case (*explain*):

12. Jurisdiction

Indicate any matters that may affect the court's jurisdiction or processing of this case and describe the status.

- Bankruptcy Other (*specify*):

Status:

13. Related cases, consolidation, and coordination

- a. There are companion, underlying, or related cases.
 - (1) Name of case:
 - (2) Name of court:
 - (3) Case number:
 - (4) Status:
- Additional cases are described in Attachment 13a.
- b. A motion to consolidate coordinate will be filed by (*name party*):

14. Bifurcation

- The party or parties intend to file a motion for an order bifurcating, severing, or coordinating the following issues or causes of action (*specify moving party, type of motion, and reasons*):

15. Other motions

- The party or parties expect to file the following motions before trial (*specify moving party, type of motion, and issues*):

16. Discovery

- a. The party or parties have completed all discovery.
 - b. The following discovery will be completed by the date specified (*describe all anticipated discovery*):
- | <u>Party</u> | <u>Description</u> | <u>Date</u> |
|--------------|--------------------|-------------|
|--------------|--------------------|-------------|

The Parties have agreed to informal discovery in advance of July 9, 2019 mediation.

- c. The following discovery issues, including issues regarding the discovery of electronically stored information, are anticipated (*specify*):

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17. Economic litigation

- a. This is a limited civil case (i.e., the amount demanded is \$25,000 or less) and the economic litigation procedures in Code of Civil Procedure sections 90-98 will apply to this case.
- b. This is a limited civil case and a motion to withdraw the case from the economic litigation procedures or for additional discovery will be filed (if checked, explain specifically why economic litigation procedures relating to discovery or trial should not apply to this case):

18. Other issues

- The party or parties request that the following additional matters be considered or determined at the case management conference (specify): The Parties have agreed to attend private mediation with Hon. George Hernandez, to take place on July 9, 2019. The Parties believe that continuing the Case Management Conference scheduled for June 26, 2019 at 10:30 a.m. until sometime after the July 9, 2019 mediation will conserve the resources of both the Parties and this Court. The Parties jointly and respectfully request that the June 26, 2019 Case Management Conference in this matter to be continued to July 17, 2019 or as soon thereafter as the Court is available. See attachment A.

19. Meet and confer

- a. The party or parties have met and conferred with all parties on all subjects required by rule 3.724 of the California Rules of Court (if not, explain):
- b. After meeting and conferring as required by rule 3.724 of the California Rules of Court, the parties agree on the following (specify):

20. Total number of pages attached (if any): -0-

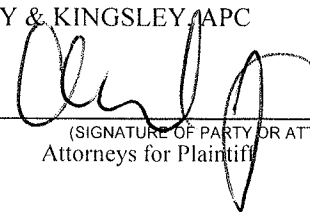
I am completely familiar with this case and will be fully prepared to discuss the status of discovery and alternative dispute resolution, as well as other issues raised by this statement, and will possess the authority to enter into stipulations on these issues at the time of the case management conference, including the written authority of the party where required.

Date: June 6, 2019

Ari J. Stiller

 (TYPE OR PRINT NAME)

 (TYPE OR PRINT NAME)

KINGSLEY & KINGSLEY APC


 (SIGNATURE OF PARTY OR ATTORNEY)
 Attorneys for Plaintiff

 (SIGNATURE OF PARTY OR ATTORNEY)

Additional signatures are attached.

EXHIBIT "A"

1 **KINGSLEY & KINGSLEY, APC**
ERIC B. KINGSLEY, Esq., Cal. Bar No. 185123
2 eric@kingsleykingsley.com
ARI J. STILLER, Esq., Cal. Bar No. 294676
3 ari@kingsleykingsley.com
16133 Ventura Blvd., Suite 1200
4 Encino, CA 91436
Telephone: (818) 990-8300
5 Fax: (818) 990-2903

6 Attorneys for Plaintiff and the Proposed Class

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**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN FRANCISCO**

ADINA MEZA, an individual, on behalf of
herself and others similarly situated

PLAINTIFF,

v.

TRACKIN, CO.; and DOES 1 thru 50,
inclusive,

DEFENDANTS.

CASE NO.: CGC-19-573185

[Assigned for all purposes to the Hon. Garrett
L. Wong, in Dep. 610]

**JOINT STIPULATION CONTINUING
CASE MANAGEMENT CONFERENCE;
[PROPOSED] ORDER**

Date: June 26, 2019
Time: 10:30 a.m.
Dept: 610
Complaint Filed: January 25, 2019
FAC Filed: April 2, 2019

1 Plaintiff ADINA MEZA ("Plaintiff") and Defendant TRACKIN, CO. ("Defendant")
2 (collectively, the "Parties"), by and through their respective counsel of record, hereby stipulate as
3 follows:

4 WHEREAS, Plaintiff filed this action on January 25, 2019;

5 WHEREAS, Plaintiff filed a First Amended Complaint on April 2, 2019;

6 WHEREAS, Defendant filed its Answer to the First Amended Complaint on May 7, 2019;

7 WHEREAS, the Parties filed a Stipulation to Alternative Dispute Resolution on April 12,
8 2019, agreeing to attend private mediation no later than August 31, 2019;

9 WHEREAS, the Parties have agreed to attend private mediation with Hon. George
10 Hernandez, to take place on July 9, 2019 at ADR Services, Inc. in San Francisco;

11 WHEREAS, the Parties are presently meeting and conferring regarding pre-mediation
12 discovery;

13 WHEREAS, there is a case management conference scheduled for June 26, 2019, at 10:30
14 a.m., in Department 610 of this Court;

15 WHEREAS, the Parties believe that continuing the case management conference to
16 sometime after the July 9, 2019 mediation will conserve the resources of both the Parties and this
17 Court;

18 NOW, THEREFORE, IT IS HEREBY STIPULATED and jointly and respectfully
19 requested by and between the Parties, through their respective counsel, that the June 26, 2019 Case
20 Management Conference in this matter shall be continued to July 17, 2019 or as soon thereafter as
21 the Court is available.

22 **IT IS SO STIPULATED.**

23
24 DATED: May ²⁹~~28~~, 2019

KINGSLEY & KINGSLEY, APC

25
26 By: _____

Ari J. Stiller
Attorneys for Plaintiff ADINA MEZA and the
putative class

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DATED: May 29, 2019

SV EMPLOYMENT LAW FIRM PC

By: Stacey A. Zattler
Stacey A. Zattler
Galen P. Sallomi
Attorneys for Defendant TRACKIN, CO.

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ORDER

The Court, having read and considered the Parties' Joint Stipulation Continuing Case Management Conference, HEREBY ORDERS AS FOLLOWS:

1. The Case Management Conference scheduled for June 26, 2019, is continued to _____, 2019 at _____m.

IT IS SO ORDERED.

Date: _____

JUDGE OF THE SUPERIOR COURT

1 (PROOF OF SERVICE)
2 [CCP 1013(a)(3)]
3 STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

4 I am employed in the County of Los Angeles, State of California. I am over the age of 18
5 years and not a party to the within action. My business address is 16133 Ventura Boulevard, Suite
6 1200, Encino, California 91436.

7 On June 6, 2019, I served all interested parties in this action the following documents
8 described as **CASE MANAGEMENT STATEMENT** by placing a true copy thereof enclosed in
9 a sealed envelope addressed as follows:

10 Stacey A. Zartler
11 **SV Employment Law Firm PC**
12 Borel Financial Center
13 160 Bovet Road, Suite 401
14 San Mateo, CA 94402

15 **(BY MAIL)** I am "readily familiar" with the firm's practice of collection and processing
16 correspondence for mailing. Under that practice it would be deposited with U.S. postal
17 service on that same day with postage fully prepaid at Encino, California in the ordinary
18 course of business. I am aware that on motion of the party served, service is presumed
19 invalid if postal cancellation date or postage meter date is more than one day after date of
20 deposit for mailing in affidavit.

21 **BY FEDERAL EXPRESS:** I am "readily familiar" with the firm's practice of collection
22 and processing correspondence for Federal Express mailing. Under that practice, it
23 would be deposited in the Federal Express drop-off box located at 16133 Ventura Bl., 1st
24 Floor, Encino, CA 91436, on that same day, in the ordinary course of business.

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

27 Executed on June 6, 2019, at Encino, California.

28 
Michelle A. Tanzer