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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

JEREMIAH WAGENFELD,
Plaintiff,

v.

M15 CONCERT BAR & GRILL, LLC,
et al.,

Defendants.

Case No. EDCV 16-1012-MWF (SPx)

JUDGMENT

This action was disposed of in an order granting summary judgment to Plaintiff Jeremiah Wagenfeld. (*See* Order Granting Plaintiff's Motion for Summary Judgment, dated May 1, 2017 (Docket No. 33). Plaintiff was represented by Mark Potter and Michelle Uzeta, of the Center for Disability Access. Defendant was represented by Rick Blake of Blake and Ayaz ALC.

The Court granted Plaintiff Jeremiah Wagenfeld's motion for summary judgment as to all claims.

Now, therefore, pursuant to Rules 54 and 58 of the Federal Rules of Civil Procedure, **IT IS HEREBY ORDERED, ADJUDGED AND DECREED** that final judgment in this action be entered as follows:

1 1. *On the claim for violation of the Americans with Disabilities Act of*
2 *1990, 42 U.S.C. §§ 12101 et seq.:* Judgment is entered in favor of
3 Plaintiff Jeremiah Wagenfeld and against Defendant M15 Concert Bar
4 & Grill, LLC. The Americans with Disabilities Act entitles claimants
5 only to injunctive relief. Accordingly, the Court **ORDERS** as
6 follows:

- 7 a. Defendant M15 Concert Bar & Grill, LLC is **ORDERED** to
8 provide an accessible route of travel between the accessible
9 parking space and the entrance to the facility. 1991 Standards
10 for Accessible Design § 4.6.2; 2010 Standards for Accessible
11 Design § 208.3.1.
- 12 b. Defendant M15 Concert Bar & Grill, LLC, is **ORDERED** to
13 provide an accessible parking space for its store. 1991
14 Standards §§ 4.6.2; 2010 Standards §§ 208, 502.4.
- 15 c. Defendant M15 Concert Bar & Grill, LLC is **ORDERED** to
16 provide an accessible elevator to allow for disabled access to
17 the loge seating section. 28 C.F.R. § 36.211(a).
- 18 d. Defendant M15 Concert Bar & Grill, LLC is **ORDERED** to
19 provide a website that provides materials, such as seating maps,
20 plans, brochures, pricing charts, or other information, that
21 identify accessible seating and information relevant thereto with
22 the same text or visual representations as other seats. 28
23 C.F.R. § 36.302(f)(2)(iii).
- 24 e. Defendant M15 Concert Bar & Grill, LLC, is **ORDERED** to
25 provide an accessible restroom in its facility. 1991 Standards §
26 10.3.1; 2010 Standards § 404.2.10.

27 2. *On the claim for violation of the Unruh Civil Rights Act, California*
28 *Civil Code section 51(f):* Plaintiff Jeremiah Wagenfeld is awarded

1 against Defendant M15 Concert Bar & Grill, LLC, and Plaintiff
2 Jeremiah Wagenfeld shall take three statutory penalties, each in the
3 amount of \$4,000, for a total of \$12,000, pursuant to California Civil
4 Code section 55.56.
5

6 Plaintiff Jeremiah Wagenfeld is further awarded his attorneys' fees and costs
7 as provided by law.

8
9 Dated: May 2, 2017



MICHAEL W. FITZGERALD
United States District Judge