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12 **UNITED STATES DISTRICT COURT**
 13 **NORTHERN DISTRICT OF CALIFORNIA**
 14 **SAN JOSE DIVISION**

14 GUIFU LI, MENG YANG, FANG DAI,
 15 LIN CUI, and ZHONG YU on behalf of
 themselves and all others similarly situated,
 16
 Plaintiffs,
 17
 vs.
 18 A PERFECT DAY FRANCHISE, INC., a
 19 California corporation, *et al.*,
 20
 Defendants.

Case No. CV 10-01189 LHK (PSG)
CLASS AND COLLECTIVE ACTION
~~PROPOSED~~ JUDGMENT

21 MINJIAN HAND HEALING INSTITUTE,
 22 INC., a California corporation,
 23
 Counterclaimant,
 24
 vs.
 25 FANG DAI, and individual; ZHONG YU, an
 26 individual; LIN CUI, and individual; and
 DOES 11-30, inclusive,
 27
 Counterdefendants.

Courtroom: 8, 4th Floor
 Judge: Hon. Lucy H. Koh
 Complaint Filed: March 22, 2010
 Trial Date: April 3, 2012

1 Pursuant to this Court’s June 15, 2012 Order Granting Plaintiffs’ Motion for Default
2 Judgment; Granting Permanent Injunction (Dkt. 529), judgment is hereby entered in favor of
3 Plaintiffs Guifu Li, Meng Yang, Fang Dai, Lin Cui, and Zhong Yu, on behalf of themselves and the
4 certified class (“Plaintiffs”) and against Defendants A Perfect Day Franchise, Inc., Minjian Hand
5 Healing Institute, Inc., Huan Zou, Jun Ma, Tailiang Li, and Jin Qiu (collectively “Defendants”) in
6 the amount of \$12,587,726.90, which includes:

7 (1) \$11,141,452.83 in damages, penalties, and interest on unpaid wages, as follows:

8 (a) \$9,024,416 to the Class;

9 (b) \$23,471.60 to Guifu Li;

10 (c) \$7,479.10 to Meng Yang;

11 (d) \$2,770.25 to Fang Dai;

12 (e) \$5,555 to Lin Cui;

13 (f) \$4,088.88 to Zhong Yu;

14 (g) \$2,073,672 to the California Labor and Workforce Development Agency (for
15 penalties under the California Private Attorney General Act, Labor Code § 2699 *et*
16 *seq.*); and

17 (h) any amount collected from the class settlement with Tom Schriener, up to
18 \$620,000, will be deducted from the amount owed by the Defendants to the class.

19 (2) \$1,446,274.07 in attorneys’ fees and costs awarded to Plaintiffs’ counsel.

20 Defendants are jointly and severally liable for all amounts owed to Plaintiffs, the Class and
21 Plaintiffs’ counsel.

22 Post-judgment interest is also awarded on the entire judgment amount of \$12,587,726.90,
23 calculated “at a rate equal to the weekly average 1-year constant maturity Treasury yield, as
24 published by the Board of Governors of the Federal Reserve System, for the calendar week
25 preceding the date of the judgment.” 28 U.S.C. § 1961(a).

26 This Judgment also includes a permanent injunction. Defendants are hereby permanently
27 enjoined from treating class members as independent contractors and not W-2 employees.

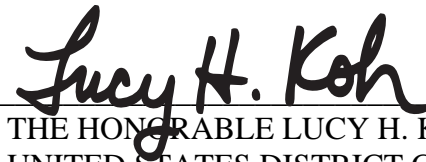
28 Defendants are hereby permanently enjoined from failing to pay class member minimum wages,

1 overtime and tips, failing to provide accurate wage statements, failing to pay all amounts due upon
2 separation of an employee, failing to provide meal periods, and failing to reimburse expenses as
3 required under California and federal law.

4 The Court shall retain jurisdiction over this case until distribution of class funds is complete.

5 **JUDGMENT IS ENTERED.**

6
7 Dated: June 25, 2012



8 THE HONORABLE LUCY H. KOH
9 UNITED STATES DISTRICT COURT JUDGE

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