

United States District Court
Northern District of California

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

MIRIAM ANDRADE,
Plaintiff,

v.

ARBY'S RESTAURANT GROUP,
INC., ALTAMIRA CORPORATION,
and PEDRO MOTA.
Defendants.

Case No. 15-cv-03175 NC

JUDGMENT

In accordance with the Court's December 13, 2016, order granting Andrade's motion for default judgment, judgment is entered in favor of Andrade and against Altamira Corporation with respect to Andrade's claims of (1) sexual harassment in violation of the California Fair Employment and Housing Act ("FEHA"), (2) sexual battery, (3) assault, (4) failure to pay wages in violation of the California Labor Code and federal Fair Labor Standards Act ("FLSA"), (5) liquidated damages under the FLSA and Labor Code, (6) failure to provide uninterrupted meal breaks in violation of the Labor Code and Industrial Welfare Commission ("IWC") wage orders, (7) waiting time penalties under the Labor Code, (8) failure to provide accurate wage statement under the Labor Code, (9) penalties for the underpayment of wages under the Labor Code, (10) violations of California Business and Professions Code § 17200 *et seq.* for unlawful business practices, (11)

1 unlawful retaliation, and (12) wrongful termination in violation of public policy. The
2 Court denies default judgment as to all other counts.

3 As a result, the Court awards Andrade \$72,962.63 in damages against Altamira
4 Corporation. Her attorneys, Kletter + Nguyen Law LLP are awarded \$42,855.00 in
5 attorneys' fees and \$2,722.47 in costs against Altamira.

6 The Clerk is ordered to terminate case No. 15-cv-03175 NC.

7
8 **IT IS SO ORDERED.**

9
10 Dated: December 13, 2016


11 _____
12 NATHANAEL M. COUSINS
13 United States Magistrate Judge

14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
United States District Court
Northern District of California