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8 and YARA MEDINA on behalf of themselves and current and former aggrieved employees

9  
10 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
11 **FOR THE COUNTY OF LOS ANGELES – CENTRAL DISTRICT**

12 GLORIBEL TURCIOS, KAMLESH KUMAR,  
13 and YARA MEDINA, on behalf of themselves  
and other aggrieved employees,

14 Plaintiff,

15 vs.

16 CPE HR, INC.; WINDSOR CHEVIOT HILLS,  
17 LLC; WINDSOR CARE CENTER OF  
18 CHEVIOT HILLS; WINDSOR  
19 CONVALESCENT AND REHABILITATION  
20 CENTER OF CONCORD, LLC; WINDSOR  
21 COUNTRY DRIVE CARE CENTER, LLP;  
22 WINDSOR EL CAMINO CARE CENTER,  
23 LLC; WINDSOR ELK GROVE CARE AND  
24 REHABILITATION, LLC; WINDSOR  
25 ELMHAVEN CARE CENTER, LLC;  
26 WINDSOR CONVALESCENT AND  
27 REHABILITATION CENTER OF FREMONT,  
28 LLC; WINDSOR GARDENS HEALTHCARE  
CENTER OF HAYWARD, LLC; WINDSOR  
HAYWARD ESTATES, LLC; WINDSOR  
HAMPTON CARE CENTER, LLC; WINDSOR  
MONTEREY CARE CENTER, LLC;  
WINDSOR SACRAMENTO ESTATES, LLC;  
WINDSOR THE RIDGE REHABILITATION  
CENTER, LLC; WINDSOR CONVALESCENT  
AND REHABILITATION CENTER OF  
SALINAS, LLC; WINDSOR SKYLINE CARE  
CENTER, LLC; WINDSOR ROSEWOOD  
CARE CENTER, LLC; WINDSOR VALLEJO  
CARE CENTER, LLC; WINDSOR CARE  
CENTER OF PETALUMA, LLC; WINDSOR

Case No.: **21STCV28197**

**PAGA ACTION**

**PLAINTIFF GLORIBEL TURCIOS,  
KAMLESH KUMAR, AND YARA  
MEDINA'S COMPLAINT FOR  
DAMAGES AND RESTITUTION FOR:**

1. **CIVIL PENALTIES PURSUANT  
TO THE PRIVATE ATTORNEYS  
GENERAL ACT OF 2004  
("PAGA"), LABOR CODE  
SECTION 2698, et seq.**

**COMPLAINT**

1 HEALTHCARE GOLDEN PALMS, LLC;  
 2 WINDSOR TWIN PALMS HEALTHCARE  
 3 CENTER, LLC; WINDSOR ARVIN  
 4 HEALTHCARE, LLC; WINDSOR  
 5 BAKERSFIELD HEALTHCARE, LLC;  
 6 WINDSOR CYPRESS GARDENS  
 7 HEALTHCARE LLC; WINDSOR GARDENS  
 8 CONVALESCENT CENTER OF LONG  
 9 BEACH; WINDSOR CONVALESCENT  
 10 CENTER OF NORTH LONG BEACH;  
 11 WINDSOR GARDENS CONVALESCENT  
 12 HOSPITAL OF LOS ANGELES; WINDSOR  
 13 GARDENS CONVALESCENT CENTER OF  
 14 SAN DIEGO; WINDSOR CARE CENTER  
 15 NATIONAL CITY, INC.; WINDSOR  
 16 TERRACE HEALTHCARE, LLC; WINDSOR  
 17 COURT ASSISTED LIVING, LLC; WINDSOR  
 18 WESTLAKE HEALTHCARE, LLC; and DOES  
 19 1 to 200, inclusive,

20  
 21 Defendants.

22  
 23 **COME NOW** Plaintiffs GLORIBEL TURCIOS, KAMLESH KUMAR, and YARA  
 24 MEDINA ("Plaintiffs"), who alleges and complains against Defendants CPE HR, INC.;  
 25 WINDSOR CHEVIOT HILLS, LLC; WINDSOR CARE CENTER OF CHEVIOT HILLS;  
 26 WINDSOR CONVALESCENT AND REHABILITATION CENTER OF CONCORD, LLC;  
 27 WINDSOR COUNTRY DRIVE CARE CENTER, LLP; WINDSOR EL CAMINO CARE  
 28 CENTER, LLC; WINDSOR ELK GROVE CARE AND REHABILITATION, LLC; WINDSOR  
 ELMHAVEN CARE CENTER, LLC; WINDSOR CONVALESCENT AND REHABILITATION  
 CENTER OF FREMONT, LLC; WINDSOR GARDENS HEALTHCARE CENTER OF  
 HAYWARD, LLC; WINDSOR HAYWARD ESTATES, LLC; WINDSOR HAMPTON CARE  
 CENTER, LLC; WINDSOR MONTEREY CARE CENTER, LLC; WINDSOR SACRAMENTO  
 ESTATES, LLC; WINDSOR THE RIDGE REHABILITATION CENTER, LLC; WINDSOR  
 CONVALESCENT AND REHABILITATION CENTER OF SALINAS, LLC; WINDSOR  
 SKYLINE CARE CENTER, LLC; WINDSOR ROSEWOOD CARE CENTER, LLC; WINDSOR  
 VALLEJO CARE CENTER, LLC; WINDSOR CARE CENTER OF PETALUMA, LLC;  
 WINDSOR HEALTHCARE GOLDEN PALMS, LLC; WINDSOR TWIN PALMS  
 HEALTHCARE CENTER, LLC; WINDSOR ARVIN HEALTHCARE, LLC; WINDSOR  
 BAKERSFIELD HEALTHCARE, LLC; WINDSOR CYPRESS GARDENS HEALTHCARE

**COMPLAINT**

1 LLC; WINDSOR GARDENS CONVALESCENT CENTER OF LONG BEACH; WINDSOR  
2 CONVALESCENT CENTER OF NORTH LONG BEACH; WINDSOR GARDENS  
3 CONVALESCENT HOSPITAL OF LOS ANGELES; WINDSOR GARDENS  
4 CONVALESCENT CENTER OF SAN DIEGO; WINDSOR CARE CENTER NATIONAL  
5 CITY, INC.; WINDSOR TERRACE HEALTHCARE, LLC; WINDSOR COURT ASSISTED  
6 LIVING, LLC; WINDSOR WESTLAKE HEALTHCARE, LLC and DOES 1 to 200, inclusive  
7 (collectively "Defendants") as follows:

8 **I. INTRODUCTION**

9 1. This is a Private Attorneys' General Act of 2004, Lab. Code § 2698, et seq.  
10 ("PAGA"). representative action brought by Plaintiffs on behalf of the State of California,  
11 themselves and other current and former aggrieved employees of Defendants who worked as  
12 hourly, non-exempt employees, in California during the relevant time period seeking civil  
13 penalties associated with Defendants' violation of the Labor Code based on Defendant's failure to  
14 provide all legally required and legally compliant meal and rest periods, failure to timely pay  
15 earned wages during employment, failure to provide complete and accurate wage statements, and  
16 failure to timely pay all unpaid wages following separation of employment. Plaintiffs seek on a  
17 representative basis, following notice to the Labor and Workforce Development Agency, civil  
18 penalties, reasonable attorney's fees pursuant to Labor Code section 2699(g)(1) and costs brought  
19 on behalf of Plaintiffs, the State of California, and others aggrieved.

20 **II. JURISDICTION AND VENUE**

21 2. This Court has jurisdiction over Plaintiffs and other current and former aggrieved  
22 hourly non-exempt California-based employees' claims because Plaintiffs' lawsuit seeks damages  
23 in excess of \$25,000 and Defendants employed the aggrieved employees in California and injuries  
24 occurred in locations in California including, but not limited to, Los Angeles County at 3533  
25 Motor Av., Los Angeles, CA 90034.

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COMPLAINT

1 **III. PARTIES**

2 3. Plaintiffs bring this action as a representative of the Labor and Workforce  
3 Development Agency on behalf of themselves, the State of California, and other current and  
4 former employees subject to violations of the Labor Code. The named Plaintiffs and the persons  
5 on whose behalf this action is filed include current, former and/or future employees of Defendants  
6 who worked, work, or will work for Defendants as non-exempt hourly employees in California. At  
7 all times mentioned herein, the currently named Plaintiffs are and were domiciled and residents  
8 and citizens of California and were employed by Defendants in hourly positions at Defendants'  
9 location in Los Angeles

10 4. Plaintiff GLORIBEL TURCIOS was employed by Defendants from approximately  
11 April 3, 2019, until her termination on or about March 16, 2020.

12 5. Plaintiff KAMLESH KUMAR was employed by Defendants from approximately  
13 May 23, 2014, until her termination on or about April 12, 2021.

14 6. Plaintiff YARA MADINA has been employed by Defendants since approximately  
15 November 2019.

16 7. Plaintiffs are informed and believe and thereon allege that Defendant CPE HR,  
17 INC. is authorized to do business within the State of California and is doing business in the State  
18 of California and/or that Defendants DOES 1-5 are, and at all times relevant hereto were persons  
19 acting on behalf of Defendant CPE HR, INC. in the establishment of, or ratification of, the  
20 aforementioned illegal wage and hour practices or policies. Defendant CPE HR, INC. operates in  
21 Los Angeles County and employed Plaintiffs and other current and former aggrieved hourly non-  
22 exempt California-based employees in Los Angeles County, including but not limited to, at 7590  
23 N. Glenoaks Boulevard, Burbank CA, 91504.

24 8. Plaintiffs are informed and believe and thereon allege that Defendant WINDSOR  
25 CHEVIOT HILLS, LLC is authorized to do business within the State of California and is doing  
26 business in the State of California and/or that Defendants DOES 6-10 are, and at all times relevant  
27 hereto were persons acting on behalf of Defendant WINDSOR CHEVIOT HILLS, LLC in the  
28 establishment of, or ratification of, the aforementioned illegal wage and hour practices or policies.

COMPLAINT

1 Defendant WINDSOR CHEVIOT HILLS, LLC operates in Los Angeles County and employed  
2 Plaintiffs and other current and former aggrieved hourly non-exempt California-based employees  
3 in Los Angeles County, including but not limited to, at 3533 Motor Ave, Los Angeles, CA 90034.

4 9. Plaintiffs are informed and believe and thereon allege that Defendant WINDSOR  
5 CARE CENTER OF CHEVIOT HILLS is authorized to do business within the State of California  
6 and is doing business in the State of California and/or that Defendants DOES 11-15 are, and at all  
7 times relevant hereto were persons acting on behalf of Defendant WINDSOR CARE CENTER OF  
8 CHEVIOT HILLS in the establishment of, or ratification of, the aforementioned illegal wage and  
9 hour practices or policies. Defendant WINDSOR CARE CENTER OF CHEVIOT HILLS operates  
10 in Los Angeles County and employed Plaintiff and other current and former aggrieved hourly non-  
11 exempt California-based employees in Los Angeles County, including but not limited to, at 3533  
12 Motor Ave, Los Angeles, CA 90034.

13 10. Plaintiffs are informed and believe and thereon allege that Defendant WINDSOR  
14 CONVALESCENT AND REHABILITATION CENTER OF CONCORD, LLC is authorized to  
15 do business within the State of California and is doing business in the State of California and/or  
16 that Defendants DOES 16-20 are, and at all times relevant hereto were persons acting on behalf of  
17 Defendant WINDSOR CONVALESCENT AND REHABILITATION CENTER OF CONCORD,  
18 LLC in the establishment of, or ratification of, the aforementioned illegal wage and hour practices  
19 or policies. Defendant WINDSOR CONVALESCENT AND REHABILITATION CENTER OF  
20 CONCORD, LLC operates in Los Angeles County and employed Plaintiffs and other current and  
21 former aggrieved hourly non-exempt California-based employees in Los Angeles County,  
22 including but not limited to, at 3533 Motor Ave, Los Angeles, CA 90034.

23 11. Plaintiffs are informed and believe and thereon allege that Defendant WINDSOR  
24 COUNTRY DRIVE CARE CENTER, LLP is authorized to do business within the State of  
25 California and is doing business in the State of California and/or that Defendants DOES 21-25 are,  
26 and at all times relevant hereto were persons acting on behalf of Defendant WINDSOR  
27 COUNTRY DRIVE CARE CENTER, LLP in the establishment of, or ratification of, the  
28 aforementioned illegal wage and hour practices or policies. Defendant WINDSOR COUNTRY

COMPLAINT



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