

1 DIVISION OF LABOR STANDARDS ENFORCEMENT
Department of Industrial Relations
2 State of California
BY: MILES E. LOCKER (Bar No. 103510)
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BEFORE THE LABOR COMMISSIONER

8

STATE OF CALIFORNIA

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10 WONDERGOAT RECORDS, LLC, STEPHEN) TAC No. 8-04
DE PACE, 2 BUCKS SHORT, CAP GUN)
11 SUICIDE, DOWNTOWN STRUTTERS,)
)
12)
Petitioners,)
)
13 vs.)
)
14 CHRISTI CROWE dba FLAG MARKETING,) DISMISSAL OF PETITION
) PURSUANT TO SETTLEMENT AT
15) CONCLUSION OF HEARING
Respondent.)
16)

17 The above-captioned matter, a petition to determine
18 controversy under Labor Code §1700.44, came on regularly for
19 hearing on June 30, 2005 in Los Angeles, California, before the
20 Labor Commissioner's undersigned hearing officer. Petitioners
21 were represented by Jason Tanenbaum, a member of Wondergoat
22 Records, LLC. Respondent was represented by attorney Phillip M.
23 Dezen.

24 At the conclusion of the hearing, a tentative decision was
25 announced. All parties present agreed to comply with this
26 tentative decision, and to waive a written decision. Thus, this
27 matter was settled pursuant to this agreement, under which
28 Respondent was to pay a total of \$1,265.02 as follows:

- 1 1) \$665.02 to Jason Tanenbaum/Wondergoat Records,
- 2 2) \$400.00 to the musicians in Cap Gun Suicide, and
- 3 3) \$200.00 to the musicians in 2 Bucks Short.

4 No amounts were found due to Stephen De Pace or to the musicians
5 in the Downtown Strutters.

6 It was agreed that these payments would be made no later
7 than August 1, 2005, and that Jason Tanenbaum would devote his
8 best efforts to ascertaining the full names and addresses of the
9 members of Cap Gun Suicide and 2 Bucks Short, and the way in
10 which the payments should be apportioned among these musicians.

11 Respondent has now provided a check to the Labor
12 Commissioner, payable to Jason Tanenbaum/Wondergoat Records, in
13 the amount of \$665.02. This payment (which is hereby being
14 transmitted by the Labor Commissioner, along with a copy of this
15 Dismissal, to Mr. Tanenbaum) satisfies Respondent's obligation
16 to Jason Tanenbaum and Wondergoat Records.

17 As for the remaining amounts owed to the musicians in Cap
18 Gun Suicide and 2 Bucks Short, as of yet no information has been
19 provided to Respondent to enable her to make payments to the
20 individuals entitled to receive these funds. Consequently, based
21 on representations made by Respondent's counsel, Phillip M.
22 Dezen, the total of \$600.00 owed to these musicians has been
23 placed and will be held in Mr. Dezen's Client Trust Account, for
24 payment to the appropriate musicians until either: 1) Respondent
25 and Mr. Dezen, with the assistance of Mr. Tanenbaum, can identify
26 the individuals entitled to payment and the amount owed to each
27 such individual, or 2) the Labor Commissioner's office instructs
28 Mr. Dezen to forward this amount, or the remaining portion of

1 this amount after some but not all eligible persons have been
2 paid, to the Division of Labor Standards Enforcement as trustee
3 for those persons identified as eligible for payment but not
4 located.

5 Based on the settlement of this controversy under the terms
6 set forth hereinabove, the petition to determine controversy is
7 hereby dismissed.

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9 Dated: 8/16/05



MILES E. LOCKER
Attorney for the Labor Commissioner

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STATE OF CALIFORNIA
DEPARTMENT OF INDUSTRIAL RELATIONS - DIVISION OF LABOR STANDARDS ENFORCEMENT

CERTIFICATION OF SERVICE BY MAIL
(C.C.P. §1013a)

(Wondergoat Records, LLC; Stephen De Pace; 2 Bucks Short, Cap Gun)
(Suicide; Downtown Strutters v. Christi Crowe dba Flag Marketing [TAC 8-04])

I, MARY ANN E. GALAPON, do hereby certify that I am employed in the county of San Francisco, over 18 years of age, not a party to the within action, and that I am employed at and my business address is 455 Golden Gate Avenue, 9th Floor, San Francisco, California 94102.

On August 17, 2005, I served the following document:

DISMISSAL OF PETITION PURSUANT TO SETTLEMENT AT
CONCLUSION OF HEARING

by placing a true copy thereof in envelope(s) addressed as follows:

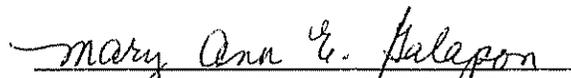
JASON TANENBAUM
2683 Potter Street
Eugene, OR 97405

CHRISTI CROWE
FLAG MARKETING
2420 Canyon Dr.
Hollywood, CA 90068

PHILLIP M. DEZEN, ESQ.
4329 Wilkinson Avenue
Studio City, CA 91604

and then sealing the envelope with postage thereon fully prepaid, depositing it in the United States mail in the city and county of San Francisco by ordinary first class mail.

I certify under penalty of perjury that the foregoing is true and correct. Executed on August 17, 2005, at San Francisco, California.


MARY ANN E. GALAPON