

Peggy A. Farrell, Attorney at Law (SBN 210853)
LAW OFFICE OF PEGGY A. FARRELL, APC
Email: Peggy@PAFLawOffice.com
2658 Griffith Park Blvd., #114
Los Angeles, CA 90039
Ph: (747) 229-1782

Attorney for Plaintiff ERIKA AZARI, an individual

**SUPERIOR COURT FOR THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN DIEGO**

ERIKA AZARI, an individual

Plaintiff(s),

vs.

STARBUCKS CORPORATION, et al.,

Defendant(s).

CASE NO. 37-2021-00041056-CU-WT-CTL

**DECLARATION OF PEGGY A. FARRELL (“PAGA
COUNSEL”) IN SUPPORT OF GRANTING THE
PARTIES’ JOINT STIPULATION CONSTITUTING THE
FULL AND COMPLETE AGREEMENT BETWEEN THE
PARTIES FOR THE SETTLEMENT OF PLAINTIFF’S
CLAIMS UNDER CALIFORNIA’S PRIVATE
ATTORNEY GENERAL ACT; AND REQUESTING
APPROVAL OF THIS AGREEMENT AND DISMISSAL
OF CASE**

Judge: Hon. Richard S. Witney

Dept. C-68

Complaint Filed: September 27, 2021

Trial Date: None.

**DECLARATION OF PEGGY A. FARRELL, PAGA COUNSEL IN SUPPORT OF PAGA
SETTLEMENT AND DISMISSAL OF CASE**

1. I, Peggy A. Farrell am the attorney of record for Plaintiff Erika Azari in the matter of *Azari v. Starbucks*, SDSC Case No. 37-2021-00041056-CU-WT-CTL, and represent Plaintiff in conjunction with all claims filed in the Complaint, including Plaintiff's individual and representative claims under the California Private Attorney's General Act ("PAGA Counsel"). I am over the age of 18 years and am not a party to this action. I make this declaration in support of granting the Parties' joint stipulation constituting the full and complete agreement between the parties for the settlement of plaintiff's claims under the PAGA and to request approval of this agreement and dismissal of case.

2. On July 30, 2021, I filed a complaint for violation of Plaintiff's Labor Code §§ 6300, *et seq.* claims against Starbucks Corporation pursuant to Cal. Labor Code § 2699.3(b)(1) with the California Department of Industrial Relations ("DIR"), Division of Occupational Safety and Health ("Cal-OSHA") via email, to the Los Angeles District Office, attention Victor Copelan, District Manager at DOSHA@DIR.CA.gov. Cal-OSHA did not accept Plaintiff's complaint for investigation nor issue a citation within the statutory period identified in Cal. Labor Code § 2699.3(b)(2)(A)(i)-(ii) Therefore, Plaintiff exhausted her administrative remedies as to her Labor Code §§ 6300, *et. seq.* claims under Labor Code § 2699.3(b) prior to filing suit.

3. On July 31, 2021, I filed a PAGA Claim Notice against Starbucks Corporation on behalf of Plaintiff and all other employees similarly aggrieved with the Labor Workforce Development Agency ("LWDA") and remitted the \$75.00 filing fee pursuant to Cal. Labor Code § 2699.3(a)(1)(A),(B). Pursuant to Cal. Labor Code § 2699.3(b)(1), I also provided a copy of Plaintiff's July 30, 2021 Cal-OSHA Complaint to the LWDA through their online filing system. Concurrent with Plaintiff's LWDA filing, I served, via certified mail, Plaintiff's PAGA Notice of Claim, and her Cal. OSHA Complaint on Ms. Rachel Gonzalez, Executive VP/General Counsel/Secretary for Starbucks Corporation, 2401 Utah Ave. S. #S-lal, Seattle, Washington, 98134-1436, pursuant to Cal. Labor Code § 2699.3(a)(1)(A),(b)(1). I also served a courtesy copy of Plaintiff's PAGA Notice of Claim and Cal. OSHA Complaint on Defendant Starbucks' (former) Counsel, Lindsay Buchanan via email at lbuchanan@littler.com. More than 65 days elapsed since the filing of Plaintiff's PAGA Notice of Claim without response from the LWDA. Therefore, Plaintiff exhausted her administrative remedies as to her PAGA claim under Labor Code § 2699.3 prior to filing suit.

4. I am not aware of any other pending matter or action asserting claims that will be extinguished or adversely affected by the settlement of Plaintiff's PAGA Action.

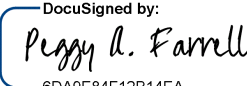
5. There is no monetary allocation of settlement funds to Plaintiff's individual or representative PAGA claims, such that no status need be provided. Under the Parties' Confidential Settlement Agreement, the Settlement Payment will be made concurrent with the Court's approval of the PAGA Stipulation for Settlement.

6. On sept. 3, 2024, I filed the Parties' joint stipulation for approval of PAGA settlement and for dismissal with the Court and submitted a copy to the LWDA via their online notice system.

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I, Peggy A. Farrell, hereby declare, under penalty of perjury and under the laws of the State of California and the United States that the foregoing is true and correct to the best of my knowledge.

Date: sept. 3, 2024

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 By: _____
 Peggy A. Farrell, declarant