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Attorneys for Plaintiffs

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF LOS ANGELES**

SERGIO ABUNDIS, on behalf of himself and
on behalf of all persons similarly situated,

Plaintiffs,

v.

IMAGE 2000, a California Corporation; and
DOES 1-50, Inclusive,

Defendant.

Case No. 21STCV19193

**DECLARATION OF SERGIO ABUNDIS,
IN SUPPORT OF PLAINTIFF'S MOTION
FOR PRELIMINARY CLASS ACTION
SETTLEMENT APPROVAL**

Hearing Date: March 3, 2022
Hearing Time: 10:00 a.m.

Judge: Hon. Yvette Palazuelos
Dept: 9

Date Filed: May 5, 2021
Trial Date: Not Set

1 I, Sergio Abundis, declare as follows:

2 1. I am over the age of eighteen, and am the Plaintiff and Proposed Class
3 Representative in the above-entitled matter. I submit this declaration in support of my Motion for
4 Preliminary Approval of Class Settlement. I have personal knowledge of all the facts stated herein.
5 I could and would competently testify under oath to these facts in court if requested to do so.

6 2. This Declaration is being submitted in support of Plaintiff's motion for Preliminary
7 Approval of Class Action Settlement and in response to the Court's March 3, 2022 order on
8 Plaintiff's Motion for Preliminary Approval of Class Action Settlement.

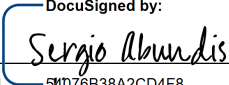
9 3. Like every other member of the Class, I was employed by Defendant and am a
10 member of the Class. I was employed as a non-exempt employee, and was subject to the same
11 employment practices affecting all employees concerning payment of wages, overtime rate
12 calculation, and the meal and rest periods, and received similar wage statements. My claims, as well
13 as the claims of other non-exempt employees are all similar in that they are all based on alleged
14 failure to calculate incentive compensation into the regular rate for purposes of overtime calculation,
15 failure to provide timely and compliant meal and rest breaks, failure to reimburse for business
16 expenses, and derivative waiting time and wage statement penalties. My claims and the Class
17 Members' claims arise from the same course of conduct by the Defendant, involve the same
18 employment policies, are based on the same legal theories, and are subject to the same defenses. I
19 do not have any conflicts of interest with other class members, and have prosecuted the case
20 vigorously on behalf of the class. I am aware of my duties as the representative of the Class and
21 have actively participated in the prosecution of this case to date. I have communicated with counsel,
22 provided documents to counsel and participated in discovery, investigation and negotiations in the
23 Action. My interests are aligned with those of the Class. Like the rest of the Class Members, I seek
24 monetary relief under the same set of facts and legal theories.

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1 I declare under penalty of perjury under the laws of the State of California that the foregoing is true
2 and correct. Executed this 7th day of February 2022, at ^{3:25}_____, California.

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4 By: _____
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6 Sergio Abundis
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