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Attorneys for Plaintiff LATISHA SHACONNA ANDERSON

SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF LOS ANGELES

LATISHA SHACONNA ANDERSON, an individual, on behalf of herself, and on behalf of all persons similarly situated,

Plaintiffs,

vs.

BARTON MYERS ASSOCIATES, INC., a California Corporation; BARTON ASSOCIATES, INC., a California Corporation; BARTON & ASSOCIATES, INC., which will do business in California as BARTON MEDICAL, INC., a Delaware Corporation; and DOES 1 through 50, Inclusive,

DEFENDANTS.

Case No. 21STCV43314

DECLARATION OF MELODY JAMES IN SUPPORT OF PLAINTIFF'S MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION AND PAGA SETTLEMENT

Date: December 14, 2022

Time: 9:00 a.m.

Judge: Elihu M. Berle

Dept.: 6

1 I, MELODY JAMES, declare as follows:

2 1. I am over eighteen years of age and if called as a witness, I could and would competently
3 testify to the following facts from my own personal knowledge. I am the named Plaintiff in the above
4 wage and hour class action filed against BARTON & ASSOCIATES, INC and SAFETY
5 MANAGEMENT SYSTEMS, LLC (hereinafter "Defendants").

6 2. This declaration is being submitted in support of Plaintiff's motion for Preliminary
7 Approval of Class Action and PAGA Settlement.

8 3. I believe that I am, have been and will continue to represent the interests of the class
9 fairly and adequately. I have claims that are typical of the claims the Class Members that I am seeking
10 to represent.

11 4. I worked for Defendant in California from approximately April of 2021 to July of 2021.
12 At all times during my employment, I was denied legally mandated meal and rest periods, minimum
13 wages, and overtime compensation. Throughout my employment, I was subject to Defendants' written
14 policies and procedures contained in, among other documents, the "Client Services Agreement."

15 5. Generally, my lawsuit claims that Defendant failed to pay for all time worked, including
16 overtime wages, failed to provide compliant meal and rest periods, failed to furnish accurate itemized
17 wage statements, and failed to pay all wages when due.

18 6. I believe that my claims are typical of the claims of the Class Members that I am seeking
19 to represent because I was subject to the same alleged unlawful employment policies and practices at
20 issue in this action, including but not limited to, Defendants' failure to provide complaint meal and
21 rest periods, failure to pay for all hours worked, failure to furnish accurate itemized wage statements,
22 and failure to pay all wages when due. Factually, Defendants' policies and practices apply class wide,
23 and Defendants' liability can be determined by facts common to all members of the Class.

24 7. Further, there is no conflict between my interests and the interests of the class that I am
25 seeking to represent. My interests are entirely coextensive with the interests of the Class. I allege that
26 I was injured by the same company-wide policies and practices to which the proposed Class was
27 subjected and seek the same relief. I have already demonstrated my ability to advocate for the interests

1 of the Class by initiating this litigation, undertaking extensive class discovery, and evaluating the
2 proposed settlement to assure that it is fair.

3 8. I understood at the time that I filed this action, that as a Class Representative, I owed a
4 duty to the putative class members to faithfully prosecute this action with their best interests at the
5 forefront of every decision. I understood that I could not make any decision in this action for the sole
6 benefit of my personal interest. I understood that in executing this duty, I might have been asked to
7 sacrifice my personal best interests for the benefit of the interests of the putative class members.
8 Nevertheless, I knowingly and voluntarily undertook this duty in order to provide the broadest possible
9 relief for my former co-workers for what I perceived to be Defendants' unlawful wage and hour
10 practices. I believe that I faithfully executed the duties of a Class Representative throughout this
11 litigation and will continue to do until this litigation is fully and finally resolved.

12 9. I believe that the proposed settlement before the Court is fair, reasonable, and adequate,
13 and made in the best interest of the Settlement Class Members. Consequently, I respectfully, and
14 humbly, I ask the Court to grant preliminary approval of the Settlement and all of its terms.

15 I declare under the penalty of perjury under the laws of the State of California that the foregoing
16 is true and correct. Executed Nov 14, 2022, at Oceanside, California.

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18 By: 
Melody James (Nov 14, 2022 10:34 PST)
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MELODY JAMES