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Attorneys for Plaintiff JESSICA HARRIGAN

SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF SAN DIEGO

JESSICA HARRIGAN, an individual, on
behalf of herself and on behalf of all persons
similarly situated,

Plaintiffs,

v.

CHILDREN'S SPECIALISTS OF SAN
DIEGO, A MEDICAL GROUP, INC., a
California Corporation; and DOES 1-50,
Inclusive,

Defendants.

Case No. 37-2021-00014044-CU-OE-CTL

**DECLARATION OF JESSICA HARRIGAN
IN SUPPORT OF PLAINTIFF'S MOTION
FOR PRELIMINARY APPROVAL OF
CLASS ACTION AND PAGA SETTLEMENT**

Date:

Time:

Judge: Honorable Joel R. Wohlfeil

Dept.: C-73

1 I, JESSICA HERRIGAN, 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 lead named Plaintiff in the
4 above wage and hour class action filed against CHILDREN'S SPECIALISTS OF SAN DIEGO, A
5 MEDICAL GROUP, INC. (hereinafter collectively "Defendant").

6 2. This declaration is being submitted in support of Plaintiff's Motion for Preliminary
7 Approval of Class Action and PAGA Settlement and in support of my application for the requested
8 Service Payment. I have personal knowledge of all the facts stated herein. I could and would
9 competently testify under oath to these facts in court if requested to do so.

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

13 4. I have worked for Defendant as a non-exempt employee in California since October of
14 2015. At all times during my employment, I earned an hourly wage and was entitled to legally
15 compliant meal and/or rest periods, and minimum, regular and overtime wages for all hours worked.
16 Throughout my employment, I was subject to Defendant's written policies and procedures contained
17 in, among other documents, the "Meal and Rest Break Policy" and the "Timekeeping" policy.

18 5. Generally, my lawsuit claims that Defendant failed to pay for all time worked, failed to
19 provide compliant meal and rest periods, failed to furnish accurate itemized wage statements, and
20 failed to reimburse for required business expenses.

21 6. I believe that my claims are typical of the claims of the Class Members that I am seeking
22 to represent because I was subject to the same alleged unlawful employment policies and practices at
23 issue in this action, including but not limited to, Defendant's failure to pay for all time worked, failure
24 to provide compliant meal and rest periods, failure to furnish accurate itemized wage statements, and
25 failure to reimburse for required business expenses. Factually, Defendant's policies and practices
26 apply class wide, and Defendant's liability can be determined by facts common to all members of the
27 Class.

7. Further, there is no conflict between my interests and the interests of the class that I am seeking to represent. My interests are entirely coextensive with the interests of the Class. I allege that I was injured by the same company-wide policies and practices to which the proposed Class was subjected and seek the same relief. I have already demonstrated my ability to advocate for the interests of the Class by initiating this litigation, undertaking extensive class discovery, and evaluating the proposed settlement to assure that it is fair.

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

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

I declare under the penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on Jun 10, 2022, at Chula Vista, California

By: Jessica Horrigan (Jun 10, 2022 14:46 PDT)
JESSICA HORRIGAN