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Attorneys for Plaintiff DINO DESANCTIS

SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF CONTRA COSTA

DINO DESANCTIS; TYRONE BARNES,
individuals, on behalf of themselves and on
behalf of all persons similarly situated,

Plaintiffs,

v.

DOUGLAS PRODUCTS & PACKAGING
COMPANY, LLC, a Missouri Limited
Liability Company; and DOES 1-50, Inclusive,

Defendant.

Case No. C21-01874

**DECLARATION OF DINO DESANCTIS IN
SUPPORT OF PLAINTIFFS' MOTION FOR
PRELIMINARY APPROVAL OF CLASS
AND PAGA ACTION SETTLEMENT**

Date: May 15, 2023

Time: 9:00 a.m.

Judge: Hon. Judge Charles S. Treat
Dept.: 39

1 I, DINO DESANCTIS, 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 a named Plaintiff in the above
4 wage and hour class action filed against DOUGLAS PRODUCTS & PACKAGING COMPANY, LLC
5 (hereinafter "Defendant").

6 2. This declaration is being submitted in support of Plaintiffs' motion for Preliminary
7 Approval of Class and PAGA Action 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 as a non-exempt warehouse worker in California from 2019 to
12 March of 2021. At all times during my employment, I earned an hourly wage and was entitled to
13 legally compliant meal and/or rest periods, and minimum, regular, and overtime wages for all hours
14 worked. Throughout my employment, I was subject to Defendant's written policies and procedure.

15 5. Generally, my lawsuit claims that Defendant failed to pay for all time worked, failed to
16 provide compliant meal and rest periods, failed to furnish accurate itemized wage statements, and
17 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, Defendant's failure to provide compliant meal and
21 rest periods, failure to pay for all hours worked, and failure to pay all wages when due. Factually,
22 Defendant's policies and practices apply class wide, and Defendant's liability can be determined by
23 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
28

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

3 8. I understood that at the time I filed this action, as a Class Representative, I owed a duty
4 to the putative class members to faithfully prosecute this action with their best interests at the forefront
5 of every decision. I understood that I could not make any decision in this action for the sole benefit
6 of my personal interest. I understood that in executing this duty, I might have been asked to sacrifice
7 my personal best interests for the benefit of the interests of the putative class members. Nevertheless,
8 I knowingly and voluntarily undertook this duty in order to provide the broadest possible relief for my
9 former co-workers for what I perceived to be Defendant's unlawful wage and hour practices. I believe
10 that I faithfully executed the duties of a Class Representative throughout this litigation and will
11 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, 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 Apr 12, 2023, at Concord, California

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18 By:  Dino de Sanctis (Apr 12, 2023 08:45 PDT)
19 DINO DESANCTIS
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