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8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF SAN BERNARDINO**

10
11 TONY DOYLE and BILLY JEFFERSON, as
12 PAGA Settlement Members pursuant to the
Private Attorneys General Act ("PAGA"), on
13 behalf of the State of California and other PAGA
Settlement Members,

14 Plaintiffs,

15 v.

16 CBOCS WEST, INC., a Nevada corporation;
17 CRACKER BARREL OLD COUNTRY
STORE, INC., a Tennessee corporation; and
18 DOES 1 through 10, inclusive,

19 Defendants.

20 CAMREEN TAYLOR, individually, and on
21 behalf of other PAGA Settlement Members
pursuant to the California Private Attorneys
22 General Act,

23 Plaintiff,

24 vs.

25 CRACKER BARREL OLD COUNTRY
STORE, INC., an unknown business entity;
26 CBOCS WEST, INC., an unknown business
entity; and DOES 1 through 100, inclusive,

27 Defendants.
28

Doyle Action
Case No. CIVDS2013220
Filed On: May 29, 2019

Taylor Action
Case No. CIVDS2009214
Filed On: June 1, 2020

Honorable David S. Cohn
Department S26

**DECLARATION OF BILLY JEFFERSON IN
SUPPORT OF MOTION FOR APPROVAL
OF PRIVATE ATTORNEYS GENERAL ACT
(CAL. LABOR CODE § 2698, ET SEQ.)
SETTLEMENT AGREEMENT AND AWARD
OF ATTORNEYS' FEES AND COSTS,
SERVICE AWARDS, AND SETTLEMENT
ADMINISTRATION COSTS**

Date: June 11, 2021
Time: 10:00 a.m.
Place: Department S26

DECLARATION OF BILLY JEFFERSON

I, Billy Jefferson, hereby declare as follows:

1. I am over eighteen years old and unless the context indicates otherwise, I have personal knowledge of the following facts and if called as a witness, I could and would testify competently to them. I am a Plaintiff in the related action entitled *Tony Doyle, et al. v. CBOCS West, Inc.*, No. CIVDS2013220 (San Bernardino County Superior Court), and a representative for the LWDA and aggrieved employees. I make this declaration in support of the Motion for Court Approval of the Parties' PAGA Settlement.

2. I was employed by Defendant CBOCS West, Inc. ("Defendant" or "Cracker Barrel") in San Bernardino, California as an hourly paid, non-exempt Server from approximately April 2019 to June 2019. I decided to file my lawsuit to redress certain employment-related grievances that I had against Defendant. These grievances are set forth in detail in my letter to the California Labor and Workforce Development Agency ("LWDA") and my Complaint.

3. Prior to filing the action, my attorneys and I had multiple conferences about the factual bases for the claims that I wanted to pursue against Defendant.¹ During those conferences, my attorneys provided me with an overview of how those claims would be litigated and generally educated me about the nature of complex/representative litigation and my role as the representative Plaintiff.

4. My attorneys provided me with a draft of the Complaint for my review and approval. I closely reviewed the Complaint to ensure accuracy and completeness. Following the filing of the Complaint, I collaborated with my attorneys on the prosecution of my claims. Thereafter, I regularly contacted my attorneys to stay current on the status of the litigation, to discuss my attorneys' progress in prosecuting the claims, and to assist my attorneys with the mediation and eventual settlement that followed.

5. I have carefully reviewed the terms of the proposed settlement. My attorneys explained the specifics of how the settlement would work and I accepted the settlement only after I had spent time evaluating the proposed outcome to assure that it was fair. Based on my attorneys' evaluation and

¹ Although the preservation of my attorney-client privilege requires that I refrain from revealing the specifics of my communications with my attorneys, I understand that the privilege is not waived by stating generally the matters that I have discussed with my attorneys.

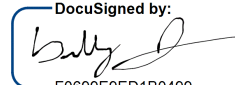
1 recommendation, and my own review, I believe the settlement is fair and reasonable and furthers
2 PAGA's objectives.

3 6. In summary, over the course of this litigation I have spent a significant amount of time
4 conferring and working with my attorneys on the prosecution of my claims, the mediation that was held
5 on November 20, 2020 and evaluating the settlement and related documents. I estimate that I have spent
6 between 25 and 30 hours assisting my attorneys in the prosecution of this lawsuit.

7 7. I believe my negotiated Service Award is reasonable compensation for my service on
8 behalf of the LWDA and aggrieved employees, and for the general release that I am required to provide
9 Defendant as a condition of settlement, which has independent value and which I believe makes up a
10 major fraction of the value of the Service Award. This general release requires me to waive *all* claims
11 that I may have arising out of my employment. The Service Award is thus fair and reasonable
12 compensation for my effort in bringing my action, assisting my attorneys with the litigation, regularly
13 conferring with my attorneys on the status of the case and the strategies for prosecuting the claims,
14 reviewing the proposed settlement to ensure that its terms are fair, and providing Defendant with a
15 general release of all claims I may have against it.

16
17 I declare under penalty of perjury under the laws of the State of California that the foregoing is
18 true and correct. Executed on [Date] 4/28/2021, at [City] Fontana, California.

19 DocuSigned by:

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21 Billy Jefferson