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Attorneys for Plaintiff and the Class

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SONOMA**

ARRON STANFIELD, as an individual
and on behalf of all others similarly
situated,

Plaintiffs,

vs.

THE F.A. BARTLETT TREE EXPERT
COMPANY, a Connecticut corporation;
and DOES 1 through 50, inclusive,

Defendants.

Case No.: SCV-265929

[Assigned for all purposes to the Honorable Patrick
M. Broderick, Dept. 16]

**DECLARATION OF NICHOLAS
ROSENTHAL IN SUPPORT OF PLAINTIFF'S
MOTION FOR FINAL APPROVAL OF CLASS
ACTION SETTLEMENT**

Date: May 26, 2021

Time: 3:00 p.m.

Dept.: 16

Complaint Filed: January 28, 2020

Trial Date: None Set

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I, Nicholas Rosenthal, declare as follows:

1. I am an attorney at law, duly licensed to practice before all Courts in the State of California, and am with the law firm Diversity Law Group, P.C., counsel of record for Plaintiff Arron Stanfield (“Plaintiff”). I have personal knowledge of the facts set forth below and if called to testify I could and would do so competently.

2. The Settlement Agreement was the product of negotiation between highly able and experienced attorneys on both sides who possessed the relevant data and extensive legal research which they had carefully analyzed. Class Counsel engaged in extensive factual investigation before settling, including reviewing class data produced by Defendant relating to the number of wage statements issued to each putative class member. This allowed Plaintiff to conduct a full damage analysis.

3. I support the settlement as fair, reasonable, and adequate, and in the best interest of the Class Members as a whole.

4. My qualifications are as follows: I received my JD from University of Southern California Gould School of Law in 2009. Upon graduation, I practiced law as an associate at Seyfarth Shaw LLP, representing corporate clients in both single-plaintiff and wage hour class actions. In 2014, I began as an associate at Diversity Law Group.

5. I have handled a number of wage and hour matters including class actions and multiple-plaintiff actions. I have been named as Class Counsel in a number of class actions that have been granted certification or preliminary or final approval by the Superior Courts of Los Angeles County, Orange County, Alameda County, and Monterey County, the United States District Court for the Central District of California, and the United States District Court for the Northern District of California. These cases include, but are not limited to: *Diller v. Under Armour Retail, Inc.*, Santa Clara County Superior Court Case No. 114-CV-265729, *Dall v. Post Alarm Systems*, Los Angeles County Superior Court Case No. BC598528, *Lopez v. Imperial Body Shop, Inc.*, Orange County Superior Court Case No. Case No. 30-2015-00816193-CU-OE-CXC, *Hughes v. Lincare, Inc., et al.*, Monterey County Superior Court Case No. M124764,

1 *Pittman v. Martinez Steel Corporation*, San Bernardino County Superior Court Case No.
2 CIVDS1823132, *Della Maggiora v. Watsonville Community Hospital*, Santa Cruz County
3 Superior Court Case No. 18CV00191, *Randolph v. Pacific Racing Association*, Alameda County
4 Superior Court Case No. RG18908139, *Morones v. Bimbo Bakeries USA, Inc.*, Sacramento
5 County Superior Court Case No. 34-2018-00245481-CU-OE-GDS, *Chavez v. Converse, Inc.*,
6 United States District Court – Northern District of California Case No. 15-cv-03746-NC, and
7 *Rodriguez v. Nike Retail Services, Inc.*, United States District Court – Northern District of
8 California Case No. 5:14-CV-1508 BLF.

9 6. To date, I have incurred approximately 33.2 hours in connection with the
10 litigation of this lawsuit. Attached hereto as **Exhibit A** is a summary of the hours I have incurred
11 to date.

12 7. The total lodestar for my hours will be approximately \$21,580 based on an hourly
13 rate of \$650.00 per hour. I have been approved at this rate by various courts, including: *Pittman*
14 *v. Martinez Steel Corporation*, San Bernardino County Superior Court Case No. CIVDS1823132,
15 *Della Maggiora v. Watsonville Community Hospital*, Santa Cruz County Superior Court Case
16 No. 18CV00191, *Randolph v. Pacific Racing Association*, Alameda County Superior Court Case
17 No. RG18908139, *Morones v. Bimbo Bakeries USA, Inc.*, Sacramento County Superior Court
18 Case No. 34-2018-00245481-CU-OE-GDS *Foaad Hanna v. Equinix, LLC*, Santa Clara County
19 Superior Court Case No. 18CV339365; *Alicia Harris v. 24 Seven LLC*, Los Angeles County
20 Superior Court Case No. BC720144; *Markham v. Quik Stop Markets, Inc.*, Santa Clara Superior
21 Court Case No. 19CV341582; *Siron v. Raypak, Inc.*, Ventura Superior Court Case No. 56-2019-
22 005279959-CU-OE-VTA; *Carter v. Kline Services, Inc.*, San Bernardino Superior Court Case
23 No. CIVDS1828867, *Pascual v. Satellite Healthcare, Inc.*, Santa Clara County Superior Court
24 Case No. 19CV345211; *Carrillo v. New Balance Athletics, Inc.*, Santa Clara County Superior
25 Court Case No. 19CV352469; *Vogel v. Veolia North America, LLC*, Monterey County Superior
26 Court Case No. 19CV001443; *Holman v. American Sugar Refining, Inc.*, Contra Costa County
27 Superior Court Case No. MSC18-00415; and *Chavez v. Converse, Inc.*, United States District
28 Court, Northern District of California Case No. 15-cv-03746-NC.

1 I declare under penalty of perjury under the laws of the State of California that the
2 foregoing is true and correct.

3 Executed on this 4th day of May 2021, at Los Angeles, California.

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EXHIBIT A

Arron Stanfield v. The F.A. Bartlett Tree Expert Company
Nick Rosenthal Time and Task Chart

Hours	Description of Work
2.1	Initial research and review of background facts in preparation for filing of class action claims.
.8	Review PAGA letter and Class and Representative Action Complaint for Damages.
3.5	Research re validity of the statutory offer of compromise; confer with co-counsel and client re same; prepare objection to statutory offer of compromise.
1.1	Draft and revise data requests for defense counsel.
.7	Prepare analysis of liability and damages exposure model.
3.7	Review and edit mediation statement.
8.8	Attend mediation.
4.5	Review and revise Joint Stipulation of Class Action and PAGA Settlement and proposed Notice of Class Action Settlement.
3.6	Review and revise Motion for Preliminary Approval and supporting documents.
4.4	Review and revise Motion for Final Approval and supporting declarations.
33.2	TOTAL HOURS