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Attorneys for Plaintiffs
SHAYNIA VERNON and BENJAMIN CASTANEDA-RIVERA

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN BERNARDINO

SHAYNIA VERNON, as an individual and on
behalf of all others similarly situated;
BENJAMIN CASTANEDA-RIVERA, as an
individual and on behalf of all others similarly
situated,

Plaintiffs,

vs.

MCLANE/SUNEAST, INC., a Texas
corporation; MCLANE FOODSERVICE,
INC., a Texas corporation; and DOES 1
through 50, inclusive,

Defendants.

Case No.: CIVSB2123367

[Assigned for all Purposes to Hon. David Cohn,
Dept. S-26]

**DECLARATION OF LARRY W. LEE IN
SUPPORT OF PLAINTIFFS' MOTION FOR
FINAL APPROVAL OF CLASS AND
REPRESENTATIVE ACTION
SETTLEMENT**

Date: December 23, 2022

Time: 10:00 a.m.

Dept.: S-26

Complaint Filed: August 12, 2021

FAC Filed: September 8, 2022

Trial Date: None Set

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I, Larry W. Lee, 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, counsel of record for Plaintiffs Shaynia Vernon and Benjamin Castaneda-Rivera (together, “Plaintiffs”). I have personal knowledge of the facts set forth below and if called to testify I could and would do so competently.

2. The Stipulation for Leave to File First Amended Complaint and Settlement and Release of Class Action and PAGA Claims (“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 Defendants relating to the number of overtime wage statements issued to each putative class member. This allowed Plaintiffs to conduct a full damage analysis. I support the settlement as fair, reasonable, and adequate, and in the best interest of the Class.

3. My qualifications are as follows: I received my J.D. from Arizona State University College of Law in 2003. During law school, I was a summer associate at the law firm of Brobeck, Phleger & Harrison. I graduated cum laude from Arizona State University College of Law in the top 10% of my class. While I was in law school, I was the Associate Managing Editor of the Arizona State University College of Law, Law Journal. Upon graduation, I practiced law as an associate at the Los Angeles County offices of Ogletree Deakins Nash Smoak & Stewart, P.C., a national employment defense law firm that represents a significant number of Fortune 500 companies.

4. My firm's primary focus is employment law. I have handled a number of wage and hour matters including class actions and multiple-plaintiff actions. I have a practice that encompasses cases in the Los Angeles Superior Courts, the Orange County Superior Courts, the Sacramento County Superior Courts, the Alameda County Superior Courts, the San Diego County Superior Courts, and the United States District Courts for the Central, Eastern and

1 Northern Districts of California.

2 5. I have been named as Class Counsel in a number of class actions that have been
3 granted final approval by the Superior Courts of Los Angeles County, Orange County, Alameda
4 County and the United States District Court for the Central District of California, including the
5 following Class Actions: *Chan Lanier v. Citigroup, Inc. et al.*, San Francisco Superior Court
6 Case No. CGC-05-445143; *Naqvi v. Acoustic Home Loans et al.*, Orange County Superior Court
7 Case No. 05CC00263; *Ortega v. AIG*, Central District of California Case No. CV 06-0196-
8 RSWL (PJWx); *Universal Protection Overtime Cases*, Orange County Superior Court, Judicial
9 Council Coordination Proceeding No. 4480; *Tse v. Best Buy*, Los Angeles Superior Court Case
10 No. BC392717; and *Hernandez v. CVS Corp. et al.*, Judicial Council Coordination Proceeding
11 No. 4539.

12 6. To date, my office has incurred \$23,191.12 in costs. The costs are all litigation-
13 related costs, including filing fees and mediation fees. Attached hereto as **Exhibit A** is a copy of
14 costs my firm has incurred in connection with the prosecution of this lawsuit.

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

17 Executed on this 1st day of December 2022, at Los Angeles, California.

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EXHIBIT A

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Slip Listing

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Selection Criteria

Slip Classification Open
Client (hand select) Include: Vernon, Shaynia v. McLane
Slip.Transaction Ty 2 - 2

Rate Info - identifies rate source and level

Slip ID		Timekeeper	Units	Rate	Slip Value
Dates and Time		Activity	DNB Time	Rate Info	
Posting Status		Client	Est. Time	Bill Status	
Description		Reference	Variance		
60824	EXP	Olympia	1	75.00	75.00
1/8/2020		Court fees			
WIP		Vernon, Shaynia v. McLane			
LWDA					
61314	EXP	Olympia	1	1562.85	1562.85
1/28/2020		Court fees			
WIP		Vernon, Shaynia v. McLane			
OneLegal - Complaint					
61440	EXP	Olympia	1	63.25	63.25
1/30/2020		Atty Service			
WIP		Vernon, Shaynia v. McLane			
Attorney Service - Service of Complaint					
61546	EXP	Olympia	1	7.30	7.30
1/31/2020		Postage			
WIP		Vernon, Shaynia v. McLane			
Postage					
61707	EXP	Olympia	1	52.95	52.95
2/4/2020		Atty Service			
WIP		Vernon, Shaynia v. McLane			
Attorney Service - POS of Summons					
61714	EXP	Olympia	1	52.95	52.95
2/5/2020		Atty Service			
WIP		Vernon, Shaynia v. McLane			
Attorney Service - Notice of ADR					
61932	EXP	Olympia	14	0.25	3.50
2/28/2020		Photocopies			
WIP		Vernon, Shaynia v. McLane			
Photocopies					
61933	EXP	Olympia	1	0.65	0.65
2/28/2020		Postage			
WIP		Vernon, Shaynia v. McLane			
Postage					

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Slip ID		Timekeeper	Units	Rate	Slip Value
Dates and Time		Activity	DNB Time	Rate Info	
Posting Status		Client	Est. Time	Bill Status	
Description		Reference	Variance		
62100	EXP	Olympia	1	40.59	40.59
3/17/2020		Atty Service			
WIP		Vernon, Shaynia v. McLane			
Attorney Service - Joint CMS					
62606	EXP	Olympia	1	46.00	46.00
3/23/2020		Atty Service			
WIP		Vernon, Shaynia v. McLane			
Attorney Service					
62059	EXP	Olympia	1	1.30	1.30
3/31/2020		Postage			
WIP		Vernon, Shaynia v. McLane			
Postage					
62058	EXP	Olympia	36	0.25	9.00
3/31/2020		Photocopies			
WIP		Vernon, Shaynia v. McLane			
Photocopies					
63339	EXP	Olympia	46	0.25	11.50
6/30/2020		Photocopies			
WIP		Vernon, Shaynia v. McLane			
Photocopies					
63340	EXP	Olympia	1	2.90	2.90
6/30/2020		Postage			
WIP		Vernon, Shaynia v. McLane			
Postage					
63713	EXP	Olympia	1	75.00	75.00
8/21/2020		Court fees			
WIP		Vernon, Shaynia v. McLane			
LWDA					
63952	EXP	Olympia	1	1657.06	1657.06
8/31/2020		Atty Service			
WIP		Vernon, Shaynia v. McLane			
Attorney Service - Complaint					
63984	EXP	Olympia	3	0.25	0.75
8/31/2020		Photocopies			
WIP		Vernon, Shaynia v. McLane			
Photocopies					
63985	EXP	Olympia	1	7.40	7.40
8/31/2020		Postage			
WIP		Vernon, Shaynia v. McLane			
Postage					

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Slip ID		Timekeeper	Units	Rate	Slip Value
Dates and Time		Activity	DNB Time	Rate Info	
Posting Status		Client	Est. Time	Bill Status	
Description		Reference	Variance		
64089	EXP	Olympia	6	0.25	1.50
8/31/2020		Photocopies			
WIP		Vernon, Shaynia v. McLane			
Photocopies					
64090	EXP	Olympia	1	1.00	1.00
8/31/2020		Postage			
WIP		Vernon, Shaynia v. McLane			
Postage					
64706	EXP	Olympia	1	70.00	70.00
10/1/2020		Atty Service			
WIP		Vernon, Shaynia v. McLane			
Attorney Service - Complaint Service					
64737	EXP	Olympia	1	77.06	77.06
10/13/2020		Atty Service			
WIP		Vernon, Shaynia v. McLane			
Attorney Service - POS of Summons					
64982	EXP	Olympia	16	0.25	4.00
10/31/2020		Photocopies			
WIP		Vernon, Shaynia v. McLane			
Photocopies					
64983	EXP	Olympia	1	2.30	2.30
10/31/2020		Postage			
WIP		Vernon, Shaynia v. McLane			
Postage					
65619	EXP	Olympia	1	64.70	64.70
12/14/2020		Atty Service			
WIP		Vernon, Shaynia v. McLane			
Attorney Service - Joint CMS					
65286	EXP	Nick Rosenthal	1	94.00	94.00
12/18/2020		Court fees			
WIP		Vernon, Shaynia v. McLane			
Courtcall					
65963	EXP	Olympia	1	77.06	77.06
1/12/2021		Atty Service			
WIP		Vernon, Shaynia v. McLane			
Attorney Service - FAC					
66189	EXP	Olympia	22	0.25	5.50
1/31/2021		Photocopies			
WIP		Vernon, Shaynia v. McLane			
Photocopies					

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Slip ID		Timekeeper	Units	Rate	Slip Value
Dates and Time		Activity	DNB Time	Rate Info	
Posting Status		Client	Est. Time	Bill Status	
Description		Reference	Variance		
66190	EXP	Olympia	1	2.80	2.80
1/31/2021		Postage			
WIP		Vernon, Shaynia v. McLane			
Postage					
66127	EXP	Olympia	1	1.00	1.00
1/31/2021		Postage			
WIP		Vernon, Shaynia v. McLane			
Postage					
66126	EXP	Olympia	8	0.25	2.00
1/31/2021		Photocopies			
WIP		Vernon, Shaynia v. McLane			
Photocopies					
66429	EXP	Olympia	1	100.31	100.31
2/16/2021		Atty Service			
WIP		Vernon, Shaynia v. McLane			
Attorney Service - Joint Stipulation					
66430	EXP	Olympia	1	64.70	64.70
2/17/2021		Atty Service			
WIP		Vernon, Shaynia v. McLane			
Attorney Service - Amended POS					
66279	EXP	Olympia	1	20.00	20.00
2/25/2021		Court fees			
WIP		Vernon, Shaynia v. McLane			
Riverside E Submit					
66345	EXP	Erika Mejia	1	6.50	6.50
3/9/2021		Online researc			
WIP		Vernon, Shaynia v. McLane			
Online Doc					
66995	EXP	Olympia	13	0.25	3.25
3/31/2021		Photocopies			
WIP		Vernon, Shaynia v. McLane			
Photocopies					
66996	EXP	Olympia	1	1.91	1.91
3/31/2021		Postage			
WIP		Vernon, Shaynia v. McLane			
Postage					
67803	EXP	Olympia	1	64.70	64.70
6/10/2021		Atty Service			
WIP		Vernon, Shaynia v. McLane			
Attorney Service - CMS					

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Slip ID		Timekeeper	Units	Rate	Slip Value
Dates and Time		Activity	DNB Time	Rate Info	
Posting Status		Client	Est. Time	Bill Status	
Description		Reference	Variance		
67620	EXP	Nick Rosenthal	1	94.00	94.00
6/17/2021		Court fees			
WIP		Vernon, Shaynia v. McLane			
Courtcall					
68319	EXP	Olympia	1	50.45	50.45
7/1/2021		Atty Service			
WIP		Vernon, Shaynia v. McLane			
Attorney Service - Chamber Courtesy Copy					
68521	EXP	Olympia	1	6.96	6.96
7/31/2021		Postage			
WIP		Vernon, Shaynia v. McLane			
Postage					
68454	EXP	Olympia	1	6.96	6.96
7/31/2021		Postage			
WIP		Vernon, Shaynia v. McLane			
Postage					
68873	EXP	Erika Mejia	1	1644.70	1644.70
8/12/2021		Atty Service			
WIP		Vernon, Shaynia v. McLane			
Attorney Service - Complaint					
68759	EXP	Olympia	10	0.25	2.50
8/31/2021		Photocopies			
WIP		Vernon, Shaynia v. McLane			
Photocopies					
68760	EXP	Olympia	1	1.02	1.02
8/31/2021		Postage			
WIP		Vernon, Shaynia v. McLane			
Postage					
69154	EXP	Christine Choo	1	43.50	43.50
9/16/2021		Atty Service			
WIP		Vernon, Shaynia v. McLane			
Attorney Service - Complaint Service					
69155	EXP	Christine Choo	1	87.88	87.88
9/16/2021		Atty Service			
WIP		Vernon, Shaynia v. McLane			
Attorney Service - Complaint Service					
69169	EXP	Christine Choo	1	77.56	77.56
9/23/2021		Atty Service			
WIP		Vernon, Shaynia v. McLane			
Attorney Service - Complaint Service					

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Slip ID		Timekeeper	Units	Rate	Slip Value
Dates and Time		Activity	DNB Time	Rate Info	
Posting Status		Client	Est. Time	Bill Status	
Description		Reference	Variance		
69173	EXP	Olympia	1	64.70	64.70
9/27/2021		Atty Service			
WIP		Vernon, Shaynia v. McLane			
Attorney Service - Notice of ISC					
69300	EXP	Olympia	24	0.25	6.00
9/30/2021		Photocopies			
WIP		Vernon, Shaynia v. McLane			
Photocopies					
69301	EXP	Olympia	1	3.12	3.12
9/30/2021		Postage			
WIP		Vernon, Shaynia v. McLane			
Postage					
69560	EXP	Christine Choo	1	1657.06	1657.06
10/1/2021		Atty Service			
WIP		Vernon, Shaynia v. McLane			
Attorney Service - Complaint					
69959	EXP	Olympia	1	105.96	105.96
11/12/2021		Atty Service			
WIP		Vernon, Shaynia v. McLane			
Attorney Service - Stip & Order					
69989	EXP	Olympia	1	112.49	112.49
11/23/2021		Atty Service			
WIP		Vernon, Shaynia v. McLane			
Attorney Service - Joint CMS					
69819	EXP	Kristen Agnew	1	94.00	94.00
11/24/2021		Court fees			
WIP		Vernon, Shaynia v. McLane			
Courtcall					
69823	EXP	Olympia	1	13250.00	13250.00
11/30/2021		Arbitrators			
WIP		Vernon, Shaynia v. McLane			
David A. Rotman Mediation					
70466	EXP	Kristen Agnew	1	30.56	30.56
12/11/2021		Meals			
WIP		Vernon, Shaynia v. McLane			
Meal					
71009	EXP	Olympia	1	106.46	106.46
2/4/2022		Atty Service			
WIP		Vernon, Shaynia v. McLane			
Attorney Service - Joint Stip					

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Slip ID		Timekeeper	Units	Rate	Slip Value
Dates and Time		Activity	DNB Time	Rate Info	
Posting Status		Client	Est. Time	Bill Status	
Description		Reference	Variance		
71014	EXP	Olympia	1	94.60	94.60
2/7/2022		Atty Service			
WIP		Vernon, Shaynia v. McLane			
Attorney Service - Complaint Service					
71015	EXP	Olympia	1	105.46	105.46
2/7/2022		Atty Service			
WIP		Vernon, Shaynia v. McLane			
Attorney Service - Request to Continue CMC					
71101	EXP	Linda Lee	1	4.00	4.00
2/10/2022		Court fees			
WIP		Vernon, Shaynia v. McLane			
San Bernardino Online Docs					
71049	EXP	Olympia	1	69.27	69.27
2/16/2022		Atty Service			
WIP		Vernon, Shaynia v. McLane			
Attorney Service - POS					
71050	EXP	Olympia	1	82.71	82.71
2/17/2022		Atty Service			
WIP		Vernon, Shaynia v. McLane			
Attorney Service - POS					
71127	EXP	Olympia	1	0.53	0.53
2/28/2022		Postage			
WIP		Vernon, Shaynia v. McLane			
Postage					
71345	EXP	Erika Mejia	1	82.71	82.71
3/2/2022		Atty Service			
WIP		Vernon, Shaynia v. McLane			
Attorney Service - Joint Report					
71346	EXP	Erika Mejia	1	69.27	69.27
3/2/2022		Atty Service			
WIP		Vernon, Shaynia v. McLane			
Attorney Service - Report					
71436	EXP	Olympia	4	0.25	1.00
3/31/2022		Photocopies			
WIP		Vernon, Shaynia v. McLane			
Photocopies					
71437	EXP	Olympia	1	0.53	0.53
3/31/2022		Postage			
WIP		Vernon, Shaynia v. McLane			
Postage					

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Slip ID		Timekeeper	Units	Rate	Slip Value
Dates and Time		Activity	DNB Time	Rate Info	
Posting Status		Client	Est. Time	Bill Status	
Description		Reference	Variance		
71760	EXP	Kristen Agnew	1	94.00	94.00
5/9/2022		Court fees			
WIP		Vernon, Shaynia v. McLane			
Courtcall					
71761	EXP	Kristen Agnew	1	94.00	94.00
5/9/2022		Court fees			
WIP		Vernon, Shaynia v. McLane			
Courtcall					
72148	EXP	Olympia	1	82.71	82.71
5/11/2022		Atty Service			
WIP		Vernon, Shaynia v. McLane			
Attorney Service - Notice of Ruling					
72149	EXP	Olympia	1	82.71	82.71
5/11/2022		Atty Service			
WIP		Vernon, Shaynia v. McLane			
Attorney Service - Notice of Ruling					
72038	EXP	Olympia	1	0.53	0.53
5/31/2022		Postage			
WIP		Vernon, Shaynia v. McLane			
Postage					
72037	EXP	Olympia	3	0.25	0.75
5/31/2022		Photocopies			
WIP		Vernon, Shaynia v. McLane			
Photocopies					
72364	EXP	Erika Mejia	1	284.02	284.02
6/1/2022		Atty Service			
WIP		Vernon, Shaynia v. McLane			
Attorney Service - MPA					
72497	EXP	Olympia	3	0.25	0.75
6/30/2022		Photocopies			
WIP		Vernon, Shaynia v. McLane			
Photocopies					
72498	EXP	Olympia	1	0.53	0.53
6/30/2022		Postage			
WIP		Vernon, Shaynia v. McLane			
Postage					
72676	EXP	Erika Mejia	1	81.71	81.71
7/25/2022		Atty Service			
WIP		Vernon, Shaynia v. McLane			
Attorney Service - Declaration					

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Slip ID		Timekeeper	Units	Rate	Slip Value
Dates and Time		Activity	DNB Time	Rate Info	
Posting Status		Client	Est. Time	Bill Status	
Description		Reference	Variance		
72864	EXP	Kristen Agnew	1	94.00	94.00
8/30/2022		Court fees			
WIP		Vernon, Shaynia v. McLane			
Courtcall					
72899	EXP	Olympia	1	2.50	2.50
9/7/2022		Court fees			
WIP		Vernon, Shaynia v. McLane			
San Bernardino Online - MPA Order					
73275	EXP	Olympia	1	82.71	82.71
9/8/2022		Atty Service			
WIP		Vernon, Shaynia v. McLane			
Attorney Service - FAC					
Grand Total					
			Billable	0.00	23191.12
			Unbillable	0.00	0.00
			Total	0.00	23191.12