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8
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10 TINA CALDERON, and all others similarly situated

11 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
12 **FOR THE COUNTY OF STANISLAUS**
13 **(UNLIMITED JURISDICTION)**

14 TINA CALDERON, on behalf of herself and as
15 an “aggrieved employee” on behalf of other
16 “aggrieved employees” under the Labor Code
Private Attorneys General Act of 2004,

17 *Plaintiff,*

18 vs.

19 DAVIS GUEST HOME, INC., a California
20 corporation; LONNY GENE DAVIS; and DOES
21 1–50, inclusive,

22 *Defendants.*

Case No. CV-20-001500

**DECLARATION OF WALTER L.
HAINES IN SUPPORT OF PLAINTIFF
TINA CALDERON’S MOTION FOR
APPROVAL OF PAGA SETTLEMENT**

Hearing Date: June 14, 2022
Hearing Time: 8:30 a.m.
Hearing Dept.: 21, The Honorable John
R. Mayne

Action filed: March 05, 2020
Trial Date: Not Set



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ADDITIONAL ATTORNEYS FOR PLAINTIFF(S)

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1 **DECLARATION OF WALTER L. HAINES IN SUPPORT OF MOTION FOR**
2 **APPROVAL OF PAGA SETTLEMENT**

3 I, WALTER L. HAINES, declare as follows:

4 1. I am an attorney duly licensed to practice law in the State of California and am
5 an attorney of record for Plaintiff Tina Calderon ("Plaintiff") in her lawsuit against Defendants
6 Davis Guest Home, Inc., and Lonny Gene Davis (collectively "Defendants"). I am a member in
7 good standing of the State Bar of California. I make this Declaration in support of Plaintiff's
8 Motion for Approval of PAGA Settlement. I make this Declaration based on my personal
9 knowledge and if called to testify I could and would competently testify to the matters contained
10 in this Declaration.

11 2. I am a highly experienced class action counsel specializing in actions of this
12 nature. I have been practicing law for over 40 years and I am highly experienced in actions of
13 this nature. I am the most senior attorney at my firm, United Employees Law Group, and worked
14 on the litigation of this matter. I formed United Employees Law Group in 2005, primarily to
15 represent employees in their wage claims. I have represented over 1,500 clients in wage and
16 hour disputes of which more than 300 cases were class actions with settlements totaling over
17 \$400,000,000. These class action cases include Fortune 500 companies such as Pepsi, Intel,
18 Home Depot, Kaiser, Wells Fargo, Bank of America, Cisco Systems, First American Title Co.,
19 Yahoo!, WellPoint, Inc., Sun Microsystems, and Kaiser Foundation Hospitals.

20 3. I have no conflicts of interest with the Plaintiff or with the PAGA Members. I
21 am not related to any representative Plaintiff. I have not previously represented Defendant in
22 any matter. I do not represent opposing factions within the PAGA Members in that all claims
23 are predicated upon the same theories of liability and benefit all PAGA Members equally. In
24 sum, I am well-suited to act as Plaintiff's counsel and will continue to vigorously represent the
25 interests of the PAGA Members.

26 4. United Employees Law Group has prosecuted this litigation solely on a
27 contingent-fee basis, and has been completely at risk that it would not receive any compensation
28 for prosecuting claims against the Defendant.

 5. United Employees Law Group has participated in this litigation and has
performed work on behalf of Plaintiff since the inception of this litigation. The hours submitted
with this declaration are solely for work performed on behalf of the PAGA Members alleged in



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1 the above-entitled California action and not any other state or federal matter.

2 6. I performed, among other things, the following tasks related to this matter:
3 analyzed initial clients' claims; performed initial investigation inclusive of research necessary
4 for case evaluation and searched court records relative to possible competing cases. I
5 participated in its mediation and settlement and reviewed all settlement papers along with orders
6 from the court, law and motion papers and assisted with client liaison and other tasks assigned
7 by lead counsel.

8 7. The hourly rate for my time is \$725.00 per hour which is my usual and customary
9 hourly rate charged for my services in similar complex class and representative actions.

10 8. The total number of hours spent by me on this litigation is 26.50 hours through
11 April 27, 2022.

12 9. My total lodestar amount through April 27, 2022 is \$19,212.50.

13 10. My out of pocket expenses for court fees are \$11.10. These fees are paid to various
14 courts to obtain records in order to determine if there is a similar case already on file in any court.

15 11. I believe that the Settlement is fair, adequate, and reasonable. The Settlement
16 provides substantial monetary benefits to PAGA Members and is a product of diligent efforts of
17 Plaintiff's Counsel to obtain the best possible result for the PAGA Members. This Settlement
18 was reached following thorough legal and factual research and analysis, thorough review of
19 extensive data relative to the claims in the action, arduous settlement negotiations, and thorough
20 investigation of the underlying facts by the respective parties and review of records. The
21 settlement negotiations were, at all times, adversarial and non-collusive in nature. The proposed
22 Settlement is within the range of reasonableness, and PAGA Members have supported the
23 Settlement.

24 I declare under the penalty of perjury of the laws of the State of California that the
25 foregoing is true and correct to the best of my knowledge.

26 Executed on Monday, May 16, 2022 at Los Angeles, California.

27 
28 WALTER L. HAINES,
Declarant



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