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Attorneys for Defendant NCI GROUP, INC. dba
NCI BUILDING SYSTEMS, INC.

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA, FRESNO DIVISION

ARTURO GONZALEZ, on behalf of himself
and all similarly situated,

Plaintiffs,

vs.

NCI GROUP, INC. dba NCI BUILDING
SYSTEMS; and DOES 1-50, Inclusive,

Defendants.

Case No. 1:18-cv-00948-AWI-SKO

DECLARATION OF JIM ADAMS

**[Filed concurrently with Plaintiff's Motion
for Preliminary Approval of Class Action
Settlement]**

Date: February 28, 2022

Time: 1:30 p.m.

Judge: Hon. Anthony W. Ishii

Courtroom: 2

Action Filed: June 6, 2018

Action Removed: July 12, 2018

Trial Date: None Set

1 I, Jim Adams, declare as follows:

2 1. I am employed by Cornerstone Building Brands, Inc. ("Cornerstone") as Director
3 of HR Technology. The facts set forth herein are known to me personally, and, if called as a
4 witness, I could and would testify competently thereto.

5 2. I became an employee of Cornerstone following a 2019 corporate reorganization
6 that included Defendant NCI Group, Inc. ("NCI"). Before this reorganization, I was an employee
7 of NCI. My references to "NCI" include Cornerstone and its subsidiaries.

8 3. In my capacity as Director of HR Technology, I am familiar with the payroll
9 records that NCI maintains, including records of the hours worked by NCI's hourly warehouse and
10 industrial workers in California (i.e., members of the Class in this case), which are created at the
11 time by NCI's payroll software in the regular course of business, and it is NCI's regular practice to
12 create such records. The records are voluminous and would be cumbersome to present in full, so
13 this declaration provides my summary and calculation based on the records.

14 4. Between June 6, 2014 and February 24, 2020, approximately 97.8% of the shifts
15 worked by members of the Class exceeded five hours of work.

16 I declare under penalty of perjury under the laws of the United States of America and the
17 State of California that the foregoing is true and correct.

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19 Executed on 12/22/2021, 2021, at Houston, Texas.

20
21 DocuSigned by:

Jim Adams

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22 JIM ADAMS