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SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF SAN JOAQUIN

ANTHONY MASINAS, individually, and on
behalf of other members of the general public
similarly situated,

Plaintiff,

vs.

FLEETPRIDE, INC., an unknown business
entity; and DOES 1 through 100, inclusive,

Defendants.

Case No.: STK-CV-UOE-2018-0015792

Honorable Jayne Lee
Department 10C

CLASS ACTION

**DECLARATION OF CLASS
REPRESENTATIVE JUAN PARTIDA IN
SUPPORT OF PLAINTIFFS' MOTION
FOR PRELIMINARY APPROVAL OF
CLASS ACTION AND PAGA
SETTLEMENT**

[Plaintiffs' Motion for Preliminary Approval of
Class Action Settlement; Declarations of Class
Counsel (Edwin Aiwazian, Kevin T. Barnes,
and Raphael A. Katri); Declaration of Proposed
Class Representative (Anthony Masinas); and
[Proposed] Order filed concurrently herewith]

Date: August 3, 2021
Time: 9:00 a.m.
Department: 10C

Complaint Filed: December 18, 2018
Trial Date: None Set

DECLARATION OF CLASS REPRESENTATIVE

I, Juan Partida, declare as follows:

1. I am a competent adult, over the age of eighteen and am the Class Representative Plaintiff in the matter Juan Partida, et al. v. Fleetpride, Inc. The foregoing is based upon my personal knowledge and, if called as a witness, I could and would competently testify thereto.

2. I worked for Defendant Fleetpride, Inc. as a Parts Clerk from approximately August 2017 to December 26, 2019 in Defendant's Long Beach, California facility.

3. I am familiar with the work involved in prosecuting this class action against my former employer Fleetpride, Inc. I have had numerous in-person and telephonic meetings with my attorneys. I am familiar with the discovery conducted and settlement meetings, and have participated in all stages of the litigation up to and including preparation for preliminary approval of class action settlement on behalf of the Class.

4. When I worked for Fleetpride, I was subjected to the same Labor Code claims as all other Class Members regarding overtime, meal breaks, off the clock, rest breaks, wage statements, failure to pay all wages due when I separated from Fleetpride, and payment of final wages on a pay card.

5. I have and will continue to adequately represent the interests of all members of the proposed Classes I seek to represent. My claims are typical of these Class Members and involve the same common issues. I have no interests which are inconsistent with any of these Class Members.

6. I have always considered the interests of the other Class Members just as I have my own interests and understand that I have to put the interests of the other Class Members before my own. I have participated and will continue to participate in this lawsuit up to and through the time of judgment. I have volunteered to represent the other Class Members because of the importance of the case and so that other Class Members can benefit from the enforcement of the law and the savings of time, money and effort that should result in the settlement of this case on a class basis.

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1 7. I believe that the Class Action Settlement obtained on behalf of the Class is fair
2 and reasonable in view of the issues and risks involved with the case.

3 8. I believe that the Class Service Award of \$10,000 for me is fair and reasonable.
4 This service award takes into consideration the time, effort, risks, stress, sacrifice of signing a
5 general release of all claims over just wage and hour claims, as well as the benefit provided to all
6 Class Members as a result of my involvement in this litigation.

7 9. I have spent approximately 25 hours on this case. This includes the initial time I
8 spent investigating these claims and all work for this litigation which lasted over a year, meeting
9 with my attorneys, the mediation prep and attending the full day mediation, and all follow-up
10 work with my attorneys. I believe I have been diligent and acted above and beyond that which is
11 expected of a Class Representative throughout all stages of the litigation, up to and including
12 final approval of Class Action Settlement.

13 10. I also believe that the service award is fair and reasonable because in addition to
14 the many hours spent participating in this case, I accepted the potential risk of being liable for
15 Defendant's costs if we were unsuccessful in this lawsuit. My attorneys told me these costs could
16 be tens of thousands of dollars or more based on the type of case involved and length of the
17 litigation. I believed in this case and was willing to be a Class Representative Plaintiff knowing
18 the risks involved.

19 11. I signed a general release, so I am not only giving up my wage and hour claims,
20 but I am also giving up all claims I have against my former employer. Because I have signed a
21 general release for any and all claims related to my employment, I cannot pursue any other
22 claims against Fleetpride, Inc. I originally resigned from my position because the numbers on my
23 paychecks were not adding up.

24 12. This litigation has also resulted in a valuable benefit to the Class Members who
25 will participate in the monetary payout of this Settlement because of my involvement. This will
26 be a great benefit to all Class Members.

27 13. Based on the time, risk, stress, sacrifice of signing of a general release, and the
28 great outcome of this and monetary payout, I believe that the requested service award for me is

Executed on July 12, 2021 at Lancaster, California.

DocuSigned by:

 By: JUAN PARTIDA, Declarant
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