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Attorneys for the Class

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

DENSON M. SALES; ANDRE
CLEMONS; ROBERT BEJAR; and
MARTIN CHAVEZ on behalf of
themselves, all others similarly situated,
and on behalf of the general public,

Plaintiff,

v.

UNITED ROAD SERVICES, INC.;
URS MIDWEST, INC. and DOES 1-
100, inclusive,

Defendants.

Case No. 4:19-cv-08404-JST

*[Assigned to the Honorable Jon S. Tigar;
Department 6]*

**DECLARATION OF HUNTER PYLE,
ESQ., IN SUPPORT OF MOTION FOR
PRELIMINARY APPROVAL OF CLASS
ACTION SETTLEMENT**

Date: October 5, 2023

Time: 2:00 p.m.

Complaint Filed: November 18, 2019

SAC Filed: May 18, 2023

Trial Date: May 20, 2024

1 I, Hunter Pyle, declare as follows:

2 1. I am a member in good standing of the Bar of the State of California and the
3 principal of Hunter Pyle Law in Oakland, California. I am co-counsel of record for the named
4 Class in this lawsuit (“Action”).

5 2. I have personal knowledge of the facts set forth in this declaration and could and
6 would testify competently to them.

7 **BACKGROUND AND EXPERIENCE**

8 3. In 1997, I received a J.D. from Boalt Hall School of Law at the University of
9 California at Berkeley.

10 4. As a law student, I clerked for Professor David Feller, one of the premier
11 scholars in the field of labor and employment law. I also worked as a law clerk at Eggleston,
12 Siegel & Lewitter; Beeson, Tayer & Bodine; and Davis, Cowell & Bowe. Each of these firms
13 represents employees in the labor and employment context.

14 5. I have been practicing law since December 1997. From December 1997 through
15 October 2003, I was an associate at Siegel & Yee in Oakland, where I focused my practice
16 mainly on employment law. In that capacity, I was the primary attorney for numerous
17 employment law cases that resolved prior to trial, handling all aspects of these cases.
18 Additionally, I served as second chair in approximately ten trials.

19 6. In October 2003, I left Siegel & Yee and became a partner at Sundeen Salinas &
20 Pyle. In 2017, I left Sundeen Salinas & Pyle and created Hunter Pyle Law. During that time,
21 most of my cases have involved employment law, and many of them have involved wage and
22 hour matters.

23 7. I have been approved as Class Counsel in the following cases (among others),
24 which resolved favorably for the class members: *Jackson v. ACE* (Alameda County Superior
25 Court case no. RG05241698; settled for \$1.1 million); *Beasley, et al., v. Allied Cash Advance*
26 (Alameda County Superior Court case no. 07359698; settled for \$400,000); *Schakow v. Lerner*
27 *New York, Inc., et al.* (Contra Costa County case no. MSC08-01145; settled for \$850,000);
28 *Brown, et al. v. George S. May International Company* (Alameda County Superior Court case

1 no. 08413991; settled for \$750,000); *Miriam Aquino Ruelas, et al. v. Neilmed Products, Inc.*
2 (Sonoma County Case No. SCV245231; settled for approximately \$600,000); *Randolph et al. v.*
3 *AT&T Wireless Services, Inc., et al.* (Alameda County Superior Court case no. RG05193855;
4 settled for approximately \$70 million); *Booker II, et al. v. Auto Guardian, et al.* (Alameda
5 Superior Court case No. RG11562117; settled for \$775,000); *Alonzo, et al. v. First Transit, Inc.*
6 (Los Angeles Superior Court case no. BC433932; settled for \$2 million); *Lopez, et al. v. City of*
7 *Montebello* (Los Angeles Superior Court case no. BC553076; settled for \$1 million); *Sadiq v.*
8 *Greatwide Dedicated Transport II, LLC* (Alameda County Superior Court case no.
9 RG15789114; settled for \$762,500); *Kostyuk v. Golden State Overnight Delivery Service, Inc.*
10 (Alameda County Superior Court case no. RG14727191; settled for \$1.25 million); *Newcomb,*
11 *et al. v. J.B. Hunt Transport, Inc.* (Alameda County Superior Court case no. RG16815734;
12 settled for \$750,000); *Hooper v. URS Midwest, Inc.,* (San Bernardino Superior Court Case No.
13 CIV DS1607489; settled for approximately \$3 million); *Brooks, et al. v. Chariot Transit, Inc.*
14 (San Francisco Superior Court case no. CGC-16-554398; settled for \$750,000); *Austin, et al. v.*
15 *Foodliner, Inc.* (United States District Court, Northern District of California case no. 4:16-cv-
16 07185-HSG; settled for \$1.2 million); *Castro, et al. v. ABM Industries, Inc., et al.* (United
17 States District Court, Northern District of California case no. 4:17-cv-03026-YGR; settled for
18 \$5,400,000); and *Botros v. Walgreen Co.* (United States District Court, Northern District of
19 California case no. 3:18-cv-05328-RS; settled for \$2,142,000).

20 8. Each of these cases, except for the *Randolph* case, was a wage and hour class
21 action. (*Randolph* was a consumer class action.)

22 9. I have prevailed in numerous contested motions for class certification, most
23 recently in *Castro, et al. v. ABM Industries, Inc., et al.* (United States District Court, Northern
24 District of California case no. 4:17-cv-03026-YGR); *Ortega et al. v. JBA Trucking* (Los
25 Angeles Superior Court case no. BC583827); and this Action.

26 10. I am a Lecturer at U.C. Berkeley Law School (formerly known as Boalt Hall).
27 From 2014 to 2016, I, along with one other Lecturer, taught the employment law course to
28 second and third year law students. The course materials included a survey of California wage

1 and hour law. From 2017 to present I have taught an advanced seminar on California Wage
2 and Hour Law.

3 11. I am the primary contributor to www.workersrightsblog.com. That blog covers
4 recent developments in employment law, including wage and hour law. Additionally, I am a
5 co-author of “Civil Penalties Under the California Private Attorneys General Act (PAGA),”
6 Employment Damages and Remedies (CEB 2014). I have also served as the updating editor for
7 the Employee and Union Member Guide to Labor Law (West), Chapter 2 (“Opposing
8 Discriminatory Discharges”).

9 12. Almost every year from 2011 to present I have served on the faculty of the
10 Stanford Law School Trial Advocacy Workshop.

11 13. Almost every year from 2011 to present, I have been a panelist at annual
12 seminars put on by Bridgeport regarding California wage and hour law, including the Wage and
13 Hour Litigation Seminar.

14 14. I have made numerous other presentations regarding wage and hour law and
15 class actions. For example, each year from 2019 to present I have spoken on several panels
16 regarding California wage and hour law, including California’s Private Attorneys General Act.
17 I have also spoken on separate panels discussing trends in class action litigation.

18 **THE PROPOSED SETTLEMENT**

19 15. I and David Mara, my co-counsel, have litigated this case vigorously to date,
20 engaging in substantial discovery, investigation, and prosecution of this case.

21 16. I concur with Mr. Mara’s analysis of the risks in this case as set forth in his
22 declaration in support of the Motion for Preliminary Approval of Class Action Settlement.

23 17. I agree with Mr. Mara that the amount being offered in settlement is fair,
24 adequate, and reasonable, for the reasons explained in our moving papers.

25 18. For these reasons, while the Court has already granted glass certification,
26 Plaintiffs would face challenges in maintaining that certification through trial, in defeating
27 URS’s anticipated motion for summary judgement, in prevailing in the event that this case went
28 to trial, and potentially on appeal.

19. My firm has used Phoenix to administer settlements in 1 case in the last two years: *Arnold Garcia v. McCollister's Transportation Systems, Inc.* (Alameda County Superior Court, Case No. RG21112345).

20. On May 17, 2023, my firm uploaded an Amended PAGA Notice to the Labor and Workforce Development Agency (“LWDA”) on behalf of Robert Bejar and Martin Chavez regarding the PAGA claims in this case. To date, the LWDA has not responded to the Amended PAGA Notice except to confirm receipt.

21. Currently, my firm has incurred litigation costs in the amount of \$5,279.55.

22. To date, my firm has worked 696.9 hours on this case which results in a lodestar fee of \$525,465.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct and that this Declaration was executed on August 29, 2023, in Oakland, California.

/s/ Hunter Pyle
Hunter Pyle