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SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SONOMA

FAHEEM KHAN, as an individual and on
behalf of all others similarly situated,

Plaintiffs,

vs.

AMY’S KITCHEN, INC., a California
corporation; and DOES 1 through 50,
inclusive,

Defendants.

Case No.: SCV-266127

(Assigned to the Hon. Arthur A. Wick,
Courtroom 17)

**DECLARATION OF FAHEEM KHAN IN
SUPPORT OF PLAINTIFF’S MOTION FOR
FINAL APPROVAL OF CLASS ACTION
SETTLEMENT**

Date: March 10, 2021

Time: 3:00 p.m.

Dept.: 17

Complaint Filed: March 4, 2020

DECLARATION OF FAHEEM KHAN

I, Faheem Khan, declare as follows:

1. I am an individual over the age of 18 years old and am a resident of California. I am the named Plaintiff in this matter. I have personal knowledge of the facts set forth below and if called to testify I could and would do so competently.

2. I was previously employed by Defendant Amy's Kitchen, Inc. ("Defendant") from sometime in 2014, until about August 30, 2019. During my employment with Defendant, I was an hourly, non-exempt employee.

3. During my employment with Defendant, I was paid shift differential wages. Whenever I was paid shift differential wages, the corresponding wage statements that were issued to me did not identify the hourly rates of pay and hours worked for said shift differential wages.

4. Prior to and subsequent to the filing of this lawsuit, I discussed the case with my attorneys, provided information and documents to my attorneys, and continued to assist my attorneys in gathering evidence to support the class claims. In addition, I have also assisted by reviewing pleadings, providing my declarations, and reviewing the Settlement Agreement.

5. Throughout this case, I have continuously been kept apprised of the status of this case.

6. I understand that this class action was brought on behalf of other similarly situated employees of Defendant in the State of California, and thus I am acting as a representative for the Class. As the class representative, I understand that it is my responsibility to act in the Class's best interest and not my own. I agree that I will not put my own interests ahead of that of the Class. Moreover, I am not aware of any conflicts that exist between my interest and the interests of the Class that would impair or affect my ability to serve as representative for the Class.

7. I have and continue to be willing to assist in the investigation of this matter as well as make myself available for trial or any further proceeding in this matter as required to represent the interests of the Class. I also understand my duties and responsibilities to the

1 proposed class and will carry out those duties as necessary.

2 8. I have discussed the terms of the settlement with my attorneys, and based on the
3 information provided, I believe the settlement to be fair, adequate, and reasonable for myself and
4 for the entire Class.

5 9. I am aware and have been aware from the inception of the case, that there is the
6 risk that if I do not win my case, then I could be liable for Defendant's litigation fees and costs. I
7 accepted that risk.

8 10. I also understand that filing this lawsuit is a public record and I accepted that
9 burden. As such, I risked my future employment in order to bring this action. Moreover, this
10 lawsuit, which is a public record, is something that potential employers can look into, and which
11 may cause a negative impact of my employment prospects.

12 11. I understand that because of my actions, many others have benefited by this case.
13 I feel that I took upon myself the risk of this lawsuit and achieved a result for my other
14 coworkers who did not have to file suit.

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 ¹² day of February 2021, at Sacramento, California.

18
19 DocuSigned by:

Faheem Khan

64DB3435BF434441 Faheem Khan