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KARYN MONDO, on behalf of herself
and all similarly aggrieved employees
12

13 **SUPERIOR COURT OF CALIFORNIA**

14 **COUNTY OF MONTEREY**

15 KARYN MONDO, on behalf of herself
and all similarly aggrieved employees,

16 Plaintiff,

17 v.

18 THE PAPE' GROUP, INC.; PAPE'
MATERIAL HANDLING, INC.; and DOES 1
19 through 50, inclusive,

20 Defendants.
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Case No. 20CV001665

(Assigned to the Honorable Robert O'Farrell,
Dept. 13)

**DECLARATION OF KARYN MONDO IN
SUPPORT OF PLAINTIFF'S MOTION
TO APPROVE SETTLEMENT
AGREEMENT PURSUANT TO THE
PRIVATE ATTORNEYS GENERAL ACT**

Date: August 24, 2021

Time: 9:00 a.m.

Dept.: 13

Complaint Filed: June 16, 2020

FAC Filed: April 20, 2021

DECLARATION OF KARYN MONDO

I, Karyn Mondo, declare as follows:

1. I am an individual over the age of 18. I am the named Plaintiff in the above-referenced action. 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 employed by Defendants The Papé Group, Inc. and Papé Material Handling, Inc. ("Defendants") from about May 9, 2006, to about April 7, 2020. I was primarily responsible for coordinating and dispatching a team of technicians. Throughout my employment with Defendants, I worked as a non-exempt, hourly employee.

3. During my employment with Defendants, Defendants regularly required me to respond to calls on the employer-provided cell phones during my meal and rest breaks. As a result, I remained on-call during my breaks and regularly did not receive off-duty meal and/or rest breaks. In addition, whenever I received meal breaks, they were often shorter than 30 minutes. However, I never received extra pay for having to take shorted meal periods or on-duty meal or rest breaks.

4. Upon termination from my employment with Defendants, I was not properly paid all vacation wages that were owed to me.

5. Additionally, the wage statements issued by Defendants did not state the correct total hours worked, hourly rates of pay, meal or rest premium pay owed to me, gross wages earned, and net wages earned.

6. I understand that the claims alleged in this action were brought on behalf of other aggrieved employees who worked for Defendants. I do not believe I have any interests that are adverse to the other employees that are part of the PAGA settlement.

7. I have spent a significant amount of time discussing this matter with my attorneys on many occasions and explaining my understanding of Defendants' practices. To date, I have performed a number of tasks in my role as the representative. This includes the following:

a. Meeting with my attorneys to discuss this case and the facts involved on

1 numerous occasions, including numerous telephonic meetings at various
2 stages of the lawsuit;

3 b. Gather documents related to this case;

4 c. Reviewing the complaint and other documents, including my declaration
5 and the settlement agreement;

6 d. Regular providing information to my attorneys and responding to any
7 questions;

8 e. Remain available during mediation;

9 f. Reviewing and executing the settlement agreement.

10 In total, I have spent approximately 35 hours in connection with this lawsuit.

11 8. I have reviewed the PAGA settlement agreement and I believe that the
12 settlement is in the best interest of all aggrieved employees who worked for Defendants. I
13 believe the proposed settlement is reasonable and fair, and adequately compensates the
14 employees for the claims alleged in the complaint.

15 9. I am proud of the result and accomplishment of this lawsuit. I feel that it is a
16 positive accomplishment and understand that other people will benefit because of the actions
17 that I have taken.

18 I declare under penalty of perjury that the foregoing is true and correct. Executed on
19 July 30, 2021, at Salinas, California.

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21 Karyn Mondo