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7 Attorneys for Plaintiff JOSEPH MONTGOMERY,
on behalf of himself and all others similarly situated
8

9 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
10 **COUNTY OF SACRAMENTO**

11 JOSEPH MONTGOMERY, on behalf of
12 himself and all others similarly situated,

13 Plaintiff,

14 v.

15 COPART, INC., a Delaware Corporation, and
DOES 1-50, inclusive,

16 Defendants.
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Case No. 34-2020-00280733-CU-OE-GDS

Reservation #: 2644065

Assigned for All Purposes To:
Hon. Jill H. Talley
Dept.: 25

**DECLARATION OF CHRISTINA M.
LUCIO IN SUPPORT OF PLAINTIFF'S
MOTION TO APPROVE PAGA
SETTLEMENT**

DATE: JULY 2, 2022
TIME: 9:00 A.M.
DEPT.: 25

1 I, Christina M. Lucio, declare as follows:

2 1. I am an individual over the age of 18. I am Of Counsel to the Law Firm of James
3 Hawkins, APLC. I am one of the attorneys of record for Plaintiff Josph Montgomery
4 (“Plaintiff” or “Representative”), the Representative in this PAGA Action on behalf of himself
5 and all others similarly situated current and former hourly non-exempt employees who have
6 worked for Defendant COPART, INC., in the State of California (collectively “Defendant”). I
7 have personal knowledge of the facts set forth below, and if called to testify regarding them, I
8 could and would do so competently.

9 2. I submit this Declaration in support of Plaintiff’s Motion to Approve PAGA
10 Settlement (“PAGA Approval Motion”).

11 3. As more fully set forth in the Declaration of James R. Hawkins (and incorporated
12 herein by reference), I respectfully submit that the Settlement reached between Plaintiff and the
13 Defendant is fair, reasonable and adequate, and in the best interests of the State, the Plaintiff, and
14 the Aggrieved Group.

15 4. Defendant does not oppose the instant motion.

16 5. In 2003, I graduated magna cum laude from the University of California, Riverside
17 with a Bachelor of Arts Degree. Following graduation, I attended the University of Southern
18 California, Gould School of Law (USC Law School). At various points during law school, I
19 worked with the USC Post-Conviction Justice Project, the Western Center for Disability Rights
20 and the Barrister's Domestic Violence Clinic. During the Summer of 2005, I was a law clerk for
21 the Law Offices of Bruce Austin (Safeco Insurance). In 2007, while a full-time law student, I
22 was also a Judicial Extern for the Honorable Sandra Ikuta, United States Court of Appeals, Ninth
23 Circuit. Thereafter, in 2007, I graduated from the USC Law School. The same year, I was
24 admitted to practice law in the State of California.

25 6. Since I was admitted to practice law, I have litigated a wide variety of matters on
26 both the plaintiff and defense side. Much of my early experience involved the litigation of
27 general business and labor & employment matters on an individual and class-wide basis. I
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1 assisted with the representation of both employers and employees in various capacities, and
2 assisted employers on issues related to compliance with employment laws.

3 7. Since 2012, my work has largely been focused on individual employment
4 litigation and complex wage and hour class actions. In my practice as a class action plaintiffs'
5 attorney, I have been involved in litigating, mediating and settling numerous wage and hour class
6 actions dealing with class sizes ranging from several hundred to several thousand class members
7 resulting in settlements ranging from six figures to multimillion dollar settlements.

8 8. Since 2015, I have also been Of Counsel to the law firm of James Hawkins APLC.

9 9. I have successfully litigated over dozens of class and PAGA actions with James
10 Hawkins APLC as one of the counsels of record, including without limitation:

- 11 a. *Smith v. Space Exploration Technologies Corp.*, Los Angeles Superior Court, Case
12 No. BC55429;
- 13 b. *Placencia v. Amcor Packaging Distribution, Inc.*, Orange County Superior Court,
14 Case No. 30-2013-00694012-CU-OE-CXC;
- 15 c. *Trani v. Lisi Aerospace, et al.*, Los Angeles Superior Court, Case No. BC495527;
- 16 d. *Galvan v. Goodwin Co.*, Orange County Superior Court, Case No. 30-2013-
17 00637062-CU-OE-CXC;
- 18 e. *Reyes v. Bristol Fiberlite*, Orange County Superior Court, Case No. 30-2013-
19 00653425-CU-OE-CXC;
- 20 f. *Gutierrez v. HMT Tank*, USDC Central Dist., Case No. CV14-1967-CAS(MANx);
- 21 g. *Williams v. Il Fornaio America Corp.*, Sacramento County, 34-2011-0009616;
- 22 h. *Aguilar v. 7-Eleven, Inc.*, Orange County, Case No. 30-2009-002687141-CU-OE-
23 CXC;
- 24 i. *Madrigal v. Huntington Beach Market Broiler, Inc.*, Orange County, Case No. 30-
25 2012-00611260;
- 26 j. *Vang v. Jazz Semiconductor, Inc.*, Orange County, Case no. 30-2011-00460278;
- 27 k. *Vigueras v. Red Robin, Intl.*, C.D. Cal. Case No. 8:17-cv-01422-JVS (DFMx);
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1. *Mendez v. Liberty Glass Fabricators, Inc.*, Riverside County Case No.
RIC1800119;

m. *Aguilar v. LDI Mechanical, Inc.*, Riverside County Case No. RIC1610019.

10. I am currently litigating at least thirty other wage and hour class and PAGA actions in State and Federal courts in the state of California.

11. Based on our experience, we consider ourselves experienced and qualified to evaluate the claims and viability of the defenses. Based on the history of this case and given our firm's extensive experience as class and representative action employment and wage and hour litigators, it is our view that the settlement is fair, reasonable, and adequate, and in the best interest of the State of California, and the Aggrieved Employees.

12. I have no conflicts of interest with the Aggrieved Group or with the Representative. I am not related to any representative Plaintiff. I have not previously represented Defendant in any matter. In sum, I am well-suited to act as Counsel and will continue to vigorously represent the interests of the Aggrieved Group.

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

Executed on this 6th of May, 2022 at Encinitas, California.

A handwritten signature in black ink, appearing to read 'Christina M. Lucio', is written over a horizontal line.

Christina M. Lucio, Esq.