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SUPERIOR COURT OF CALIFORNIA  
FOR THE CITY AND COUNTY OF SAN FRANCISCO

HOLLY LA LUZ, an individual and on behalf  
of all others similarly situated;

Plaintiff,

vs.

VOXELMAPS, INC., a Delaware corporation;  
TECH MAHINDRA (AMERICAS), INC.;  
PETER ATALLA, an individual; and DOES  
1-50, inclusive,

Defendants.

Case No.: CGC-20-584129

**DECLARATION OF PLAINTIFF  
HOLLY LA LUZ IN SUPPORT OF  
MOTION FOR CONDITIONAL  
CERTIFICATION OF SETTLEMENT  
CLASS AND PRELIMINARY  
APPROVAL OF CLASS ACTION  
SETTLEMENT**

Date: March 18, 2021

Time: 9:30 a.m.

Dept: 302

Hon. Judge: Judge Ethan P. Schulman

Complaint Filed: April 2, 2020

First Amend. Complaint Filed: July 29, 2020

I, Holly La Luz, declare:

1. I am the plaintiff in this class action and California Labor Code Private Attorneys General Act case. I make this declaration based on personal knowledge.

2. Between April 8, 2019 and June 14, 2019, I worked as an image and data collector for VoxelMaps, Inc. in the San Francisco Bay Area. I took this job thinking I was going to be a “temporary employee” as the position had been advertised, but was required to sign a document on my cell phone that referred to me as an independent contractor. I am trained as a Yoga

1 instructor and have never worked as any kind of photographer before. I took the job to  
2 supplement my income.

3 3. Based on how I was treated and paid as an image and data collector, I came to believe  
4 that VoxelMaps had misclassified me as an independent contractor.

5 4. While I worked for VoxelMaps, I was subjected to each of the violations set out in my  
6 complaint. I also was required to report to my supervisor several times each day to ensure that  
7 I was following his directions as to how I was to take photographs.

8 5. In about March 2020 as I struggled to understand my tax liability for the wages I had  
9 earned in 2019 from VoxelMaps, I conducted research online in an effort to determine whether  
10 I had been properly classified as an independent contractor. My research strongly supported  
11 my belief that image and data collectors working for VoxelMaps in 2019 should have been  
12 classified and treated as employees

13 6. I conducted research online to identify potential employment attorneys I could speak  
14 with about my concerns.

15 7. In about March 2020, I met with and retained Patrick R. Kitchin of Kitchin Legal, APC,  
16 to serve as my attorney.

17 8. After learning more about my rights and how about the employment class action process  
18 works, I asked Kitchin Legal to prosecute my claims against the Defendants on a class basis  
19 and to prosecute claims under the Labor Code Private Attorneys Act.

20 9. I worked closely with Mr. Kitchin to help him prepare the complaint we filed against  
21 VoxelMaps, Tech Mahindra (Americas), Inc., and Peter Atalla. I provided him with all of the  
22 documents, including emails and texted, that I had in my possession relating to my work for  
23 VoxelMaps. I reviewed drafts of the fact section of the brief and made suggestions for  
24 revisions. I had several lengthy telephone conferences with Mr. Kitchin and met with him at  
25 his offices in San Francisco in preparation for filing the complaint.

1 10. Mr. Kitchin and I continued to confer by telephone on a regular basis as the case  
2 progressed. When Mr. Kitchin was in the process of preparing discovery to VoxelMaps and  
3 Tech Mahindra, he reached out to me for additional insight about the VoxelMaps' project. I  
4 made recommendations to him about potential witnesses and areas to explore.

5 11. As we were preparing for mediation, I conducted research regarding my cell phone fees  
6 and home internet fees during 2019 that we used to estimate reimbursable costs for the proposed  
7 class.

8 12. In preparation for mediation, I conferred with Mr. Kitchin in length about the claims,  
9 damages, penalties, the class settlement process and the mediation process. I closely reviewed  
10 our mediation brief and VoxelMaps' mediation brief in the days before mediation.

11 13. On December 15, 2020, I attended a full-day mediation via Zoom with Michael Loeb.  
12 Throughout the day, I was involved in every negotiation decision.

13 14. I reviewed the proposed settlement agreement with my attorney and on February 5,  
14 2021, I signed it.

15 15. I have now reviewed the papers that make up our motion for preliminary approval with  
16 Mr. Kitchin.

17 16. I understand my duties as a class representative. Throughout the course of this litigation,  
18 I have treated the interests of all other members of the proposed settlement class as equal to my  
19 own interests. I will continue to follow the advice of my legal counsel and do what is required  
20 by law to obtain final approval of the settlement.

21 I declare under penalty of perjury under the laws of the State of California that the foregoing  
22 is true and correct, and that this declaration was made in Walnut Creek, California on February  
23 18, 2021.



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Holly La Luz