

COHELAN KHOURY & SINGER

Michael D. Singer (SBN 115301)

msinger@ckslaw.com

Jeff Geraci (SBN 151519)

jgeraci@ckslaw.com

605 C Street, Suite 200

San Diego, CA 92101

Telephone: (619) 595-3001

Facsimile: (619) 595-3000

LEBE LAW, APLC

Jonathan M. Lebe (SBN 284605)

jon@lebelaw.com

Zachary Gershman (SBN 328004)

zachary@lebelaw.com

777 S. Alameda Street, Second Floor

Los Angeles, CA 90021

Telephone: (213) 358-7046

Attorneys for Plaintiff Julio Ochoa, individually and
on behalf of all others similarly situated

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF ORANGE

JULIO OCHOA, individually and on
behalf of all others similarly situated,

Plaintiff,

v.

SPEECH AND LANGUAGE
DEVELOPMENT CENTER, INC.; and
DOES 1 through 25, inclusive

Defendants.

Case No. 30-2020-01143577-CU-OE-CXC
ASSIGNED FOR ALL PURPOSES TO:
The Honorable James J. Di Cesare
Department C16

**DECLARATION OF JONATHAN M.
LEBE IN SUPPORT OF PLAINTIFFS'
UNOPPOSED MOTION FOR
PRELIMINARY APPROVAL OF CLASS
ACTION SETTLEMENT**

Date: June 10, 2022

Time: 9:30 a.m.

Dept: C16

Judge: Honorable James J. Di Cesare

Reservation: 73725796

Complaint filed: June 18, 2020

Trial date: Not set

DECLARATION OF JONATHAN M. LEBE

I, Jonathan M. Lebe, declare as follows:

1. I am an attorney duly licensed to practice law before all courts in the State of California. I am the Managing Attorney of Lebe Law, A Professional Law Corporation and I represent Julia Ochoa (“Plaintiff”) in this action. I have personal knowledge of the facts set forth herein and, if called and sworn in as a witness, could and would testify competently thereto.

2. I submit this declaration in support of Plaintiff's Unopposed Motion for Preliminary Approval of Class Action Settlement.

Class Counsel Qualifications

3. I received Bachelor of Arts degrees in Political Science and International Studies from Northwestern University in 2008. I received my Juris Doctorate from Santa Clara University School of Law in 2012. During law school, I was a legal extern to the Honorable Nandor J. Vadas of the U.S. District Court, Northern District of California. I also had legal internships during law school with the Civil Division of the U.S. Attorney's Office and the Complex Litigation Division of the San Francisco City Attorney's Office.

4. I was admitted to the California State Bar in the fall of 2012. I am admitted to practice in all state courts in California and in all United States District Courts in California.

5. Upon admission to the bar, I became a Deputy County Counsel in the Litigation Section of the Santa Clara County Counsel's office. The Santa Clara County Counsel's office is one of the largest and most sophisticated offices of government lawyers in the county. The County Counsel's office engages in significant impact litigation and, of course, is responsible for the legal representation of the County. In my capacity as Deputy County Counsel, I litigated cases ranging from employment disputes to constitutional challenges to County jail policies.

6. Before starting my own firm, I also worked as an associate attorney with Lawyers for Justice, P.C., a class action law firm in California. In that capacity, I was responsible for the day-to-day management of numerous wage and hour class actions at a

1 given time. In this position, I engaged in all possible types of motion practice including
2 preparing motions for class certification.

3 7. I started my own law firm in early 2016. In 2018, 2019, and 2020, and 2021.
4 I was selected as a Super Lawyer Rising Star based on nominations from my peers, a
5 distinction only received by 2.5% of attorneys. The vast majority of my practice consists of
6 litigating wage and hour class actions filed in California. Some of our firm's representative
7 matters include:

8 a. *Midwest Motor Supply Co. v. Superior Court* (2020) 56 Cal.App.5th 702: In its
9 published opinion, the Court of Appeal affirmed the trial court's denial
10 of Defendant's motion to dismiss or stay action for forum non conveniens because
11 Defendant's purported forum selection clause was unenforceable under Labor
12 Code section 925.

13 b. *Zakaryan v. The Men's Wearhouse, Inc.* (2019) 33 Cal.App.5th 659: In its
14 published opinion, Court of Appeal affirmed a trial court's denial of Defendant's
15 motion to compel arbitration (disapproved on another ground in *ZB, N.A. v.*
16 *Superior Court* (2019) 8 Cal.5th 175).

17 c. *Ortega v. Carson Wild Wings, LLC* (Los Angeles Superior Court, Case No.
18 BC677388): In this matter, our firm obtained a unanimous jury verdict holding
19 our client's former employer responsible for wrongful termination and retaliation.
20 In its verdict, the jury awarded our client \$300,000 in lost earnings, emotional
21 distress damages, punitive damages and penalties. The Court also awarded
22 \$291,948 in attorneys' fees. This matter is currently on appeal.

23 8. I have been appointed certified Class Counsel in the following proceedings in
24 connection with approvals of wage and hour class action and Private Attorney General Act
25 settlements: *Amie Pfiefer v. Zesty Inc.*, San Francisco Superior Court, CGC-19-574570;
26 *Anthony Dirico, et al. v. Seek Capital, LLC*, Los Angeles Superior Court Case No. BC698076;
27 *Brandon Centino v. Arrowhead Products, Orange County Superior Court*, Case No. 30-2018-
28 00988493; *Donna Burris v. Resort Vacations, Inc.*, Orange County Superior Court, Case No.

1 2018-00997260; *Elizabeth Merritt v. Houzz Inc.*, Santa Clara Superior Court, Case No.
2 19CV341181; *Janet Manteon v. M.A.C. Cosmetics, Inc.*, Los Angeles County Superior Court,
3 Case No. BC702940; *Jamal Holcomb v. Weiser Security Services, Inc.*, Los Angeles Superior
4 Court, Case No. 19STCV03843; *Jerome Hughes, et al. v. Surveillance Security, Inc.*, Judicial
5 Coordination Proceeding Case No. 4969; *Jihwan Kim v. Demandforce, Inc.*, San Francisco
6 Superior Court, Case No. CGC-18-570997; *Jordan Olson v. Medtronic, Inc., et al.*, San
7 Francisco Superior Court, Case No. CGC-19-576875; *Joseph Jun Caballero v. MLTD, Inc.*,
8 Los Angeles Superior Court Case No. BC659936; *Kendall Klette v. Balboa Capital*
9 *Corporation*, Orange County Superior Court, Case No. 30-2018-00970552; *Kevin Klein v.*
10 *Loomis Armored, US LLC*, San Bernardino Superior Court Case No. CIVDS1704547; *Lamir*
11 *McQueen v. City of Santa Monica et al.*, Los Angeles County Superior Court, Case No.
12 BC627227; *Leslie Walling v. National Funding Inc.*, San Diego Superior Court, Case No.
13 201800061889; *Lorena Sanchez v. Valley Presbyterian Hospital*, Los Angeles Superior Court
14 Case No. BC678638; *Lucas Cardena v. Strata Capital Corporation*, Orange County Superior
15 Court, Case No. 30-2018-01041233-CU-OE-CXC; *Michael Schmitz, et al. v. HealthIQ Re*
16 *Inc.*, Santa Clara Superior Court, Case No. 18CV337951; *Patricia Martinez v. Whaler LLC*,
17 Los Angeles Superior Court Case No. BC621047; *Rhett Hubbard v. Caliber Home Loans,*
18 *Inc.*, Orange County Superior Court, 30-2018-01017838; *Shameka Watson v. Aegis Security*
19 *& Investigations Inc.*, Los Angeles Superior Court Case No. BC695411; *Shayna Amster v.*
20 *Starbucks Corporation*, San Bernardino Superior Court, Case No. CIVDS1922016; *Suzana*
21 *Mederos v. Consolidated Disposal Service, L.L.C.*, Los Angeles Superior Court, Case No.
22 BC677379; *Tyler Jones, et al. v. Citiguard, Inc.*, Los Angeles County Superior Court Case
23 Number BC664890; *Don Vasquez v. Milk Specialties Company*, Tulare County Superior
24 Court Case Number VCU282778; and *Tanya Savidis v. Lumber Liquidators, Inc.*, Case No.
25 RG20057480, Alameda County Superior Court.

26 9. Zachary Gershman is an associate attorney of Lebe Law, APLC in good
27 standing of the State Bar of California and admitted to practice in all state courts in California,
28 and in the Northern, Central, and Eastern United States District Courts in California.

10. Mr. Gershman began working for Lebe Law, APLC in August of 2019 as a law clerk after graduating from the USC Gould School of Law in May of 2019, where he was an Executive Senior Editor of the Southern California Law Review. He received his Bachelor of Arts degree in Political Science from the University of Connecticut in 2015. He was admitted to the California State Bar on December 2, 2019.

11. Plaintiff's counsel believes the Settlement is an excellent recovery for the Class and well within the "ballpark" of reasonableness.

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 March 23, 2022 in the City of Los Angeles in the State of California.

JONATHAN M. LEBE