

Max W. Gavron (State Bar No. 291697)
DIVERSITY LAW GROUP, P.C.
515 S. Figueroa Street, Suite 1250
Los Angeles, CA 90071
(213) 488-6555
(213) 488-6554 facsimile

Attorneys for Plaintiff and the Aggrieved Employees

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES

STELLA ASONG, as an individual and on
behalf of all others similarly situated,

Plaintiffs,

vs.

ST. JOHN OF GOD RETIREMENT AND
CARE CENTER, a California corporation;
and DOES 1 through 50, inclusive,

Defendants.

Case No.: 20STCV26677

[Assigned for all purposes to the Honorable Daniel
J. Buckley, Dept. 1]

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

Date: August 10, 2021

Time: 1:45 p.m.

Dept.: 1

Complaint Filed: July 10, 2020

Trial Date: None Set

DECLARATION OF STELLA ASONG

I, Stella Asong, 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 worked for Defendant St. John of God Retirement and Care Center, Inc. ("Defendant") as a Registered Nurse Supervisor ("RN Supervisor"), among other positions, from about October 2011 to about June 10, 2020. I worked as a non-exempt employee while employed as an RN Supervisor.

3. As an RN Supervisor, I was regularly required to work for 5 hours or more without being provided an off-duty meal break. I was also regularly denied off-duty rest breaks of at least 10 minutes for each shift of about 4 hours. Like other RN Supervisors, I was required to keep my work-provided cell phone on during meal and rest breaks, subject to an immediate return to work.

4. I did not receive extra pay for having to take late, incomplete, or missed lunch breaks or missing rest breaks.

5. The missed meal and rest break penalties were not paid to me at the end of my employment.

6. In addition, the wage statements issued by Defendant did not identify the correct gross and net wages earned, and wages owed for missed rest and meal periods.

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

//

//

//

//

//

I declare under penalty of perjury that the foregoing is true and correct. Executed on July 15, 2021, at Los Angeles, California.

Stella Asong

1 **PROOF OF SERVICE**

2 **(Code of Civil Procedure Sections 1013a, 2015.5)**

3
4 STATE OF CALIFORNIA]
5 COUNTY OF LOS ANGELES]ss.
6]

7 I am employed in the County of Los Angeles, State of California. I am over the age of
8 18 and not a party to the within action; my business address is 515 S. Figueroa Street, Suite
9 1250, Los Angeles, California 90071.

10 On July 19, 2021, I served the following document(s) described as: **DECLARATION**
11 **OF STELLA ASONG IN SUPPORT OF PLAINTIFF'S MOTION TO APPROVE**
12 **SETTLEMENT AGREEMENT PURSUANT TO THE PRIVATE ATTORNEYS**
13 **GENERAL ACT** on the interested parties in this action as follows:

14 Beth A. Kahn
15 bkahn@clarkhill.com
16 Ryan C. McKim
17 rmckim@clarkhill.com
18 CLARK HILL LLP
19 1055 West Seventh Street, 24th Floor
20 Los Angeles, California 90017
21 *Attorneys for Defendant*
22 *ST. JOHN OF GOD RETIREMENT AND CARE CENTER*

23 X BY ELECTRONIC MAIL: by personally sending a true and correct copy
24 of the above-described document(s) to the party(ies) listed above or on the attached mailing list
25 from the e-mail server diversitylaw.com, to the electronic transmission address of the recipient(s)
26 indicated above or on the attached mailing list. I certify that said electronic transmission was
27 completed and that all pages were received by the party(ies) identified herein or on the attached
28 mailing list.

I declare under penalty of perjury under the laws of the State of California that the
above is true and correct. Executed on July 19, 2021, at Los Angeles, California.

24 
25 _____
26 Erika Mejia
27
28