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Attorneys for Plaintiff and the Class

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

BRANDEN BAGGOT, as an individual and on
behalf of all others similarly situated, and as a
private attorney general,

Plaintiff,

vs.

FOTO-KEM INDUSTRIES, INC., a California
corporation; and DOES 1 through 50, inclusive,

Defendants.

Case No. 20STCV31051

[Hon. William F. Highberger]

**DECLARATION OF BRANDEN BAGGOT
IN SUPPORT OF PLAINTIFF'S MOTION
FOR PRELIMINARY APPROVAL OF
CLASS ACTION SETTLEMENT**

*[Filed concurrently with Notice of Motion and
Motion for Preliminary Approval of Class Action
Settlement; Memorandum of Points and
Authorities; Declaration of Larry W. Lee;
Declaration of Simon L. Yang; Declaration of
William L. Marder; [Proposed] Order]*

Date: June 4, 2021
Time: 1:30 p.m.
Department: 10

Complaint Filed: January 25, 2021

DECLARATION OF BRANDEN BAGGOT

I, Branden Baggot, declare as follows:

1. I am an individual over the age of 18. I am the named plaintiff in the above-reference action. I have personal knowledge of the facts set forth below, except as to those matters stated on information and belief and, as to those matters, I believe them to be true. If called as a witness, I could testify competently as to the matters stated in this declaration.

2. I worked for Foto-Kem Industries, Inc. as a non-exempt employee until I was furloughed in March of 2020. During my employment, I was paid on an hourly basis and routinely earned non-discretionary incentive wages such as shift premium wages. When sick leave was taken in workweeks that I earned non-discretionary incentive wages, it was paid at my base rate of pay rather than my regular rate of pay. I was underpaid sick pay wages and also was not paid the underpaid sick pay wages at the end of my employment.

3. I have taken all necessary steps to represent the interests of the Class, including by providing information and documents to my counsel.

4. I do not believe I have any interests that are adverse to the interests of the Class. I also am unaware of any such issues having been raised or presented by anyone else.

5. I am proud of the result and accomplishment of this lawsuit. I feel that it is a positive accomplishment and understand that other people will benefit because of the actions that I have taken. I believe that the class settlement is fair, adequate, and reasonable.

6. I understand that the attorneys' fees awarded in this action will be split 65% to Diversity Law Group and 35% to Polaris Law Group.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed this 7th day of May 2021, at Los Angeles, California.

DocuSigned by:



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Branden Baggot