

RIST LAW OFFICE, LC

Thomas A. Rist (SBN 238090)
2221 Camino Del Rio South, Suite 300
San Diego, CA 92108
T | (619) 377-4660
tom@sdvictimlaw.com

NAKASE LAW FIRM, INC.

Brad Nakase (SBN: 236226)
2221 Camino Del Rio South, Suite 300
San Diego, California 92108
T | (619) 550-1321
brad@NakaseLawFirm.com

Attorneys for Plaintiff and the putative classes

**SUPERIOR COURT FOR THE STATE OF CALIFORNIA
COUNTY OF SAN DIEGO**

TANEA MALDONADO, on behalf of
herself and all others similarly situated,
Plaintiffs,

vs.

FIRST MAINSAIL, INC. dba
PRIMAVERA RISTORANTE, a
California Corporation; JEANNETTE
STAVROS; and DOES 1 through 10,
inclusive,

Defendants.

CASE NO. 37-2020-00023369-CU-OE-CTL

CLASS ACTION

**DECLARATION OF TANEA MALDONADO IN
SUPPORT OF PLAINTIFFS' MOTION FOR
FINAL APPROVAL OF CLASS ACTION
SETTLEMENT**

[Assigned for All Purposes to the Hon. Ronald
Frazier]

Date: July 1, 2022
Time: 8:30 a.m.
Dept: C-65
Judge: Ronald Frazier
Action Filed: July 7, 2020

I, TANEA MALDONADO, declare as follows:

1. I am an individual over the age of eighteen. I have personal knowledge of the matters stated in this Declaration and if called as a witness, I could and would competently testify to the facts contained herein.

1 2. I am the named Plaintiff in this litigation. This declaration is submitted in support of
2 Plaintiff's Unopposed Motion for Final Approval of Class Action Settlement.

3 3. I worked for Defendant First Mainsail, Inc. ("Defendant") as a non-exempt
4 employee in the kitchen of their restaurant known as Primavera Ristorante on Coronado Island in
5 San Diego, California.

6 4. During the time period I worked for Defendant, there were issues with time being
7 adjusted for employees who worked for more than six hours at the restaurant.

8 5. Additionally, myself and other non-exempt employees were not provided with
9 compliant meal and rest breaks.

10 6. As a result, I reached out to my present attorneys to discuss issues that I was having
11 with the Defendant.

12 7. My attorneys thoroughly explained to me my rights, duties, and responsibilities in
13 serving as a class representative, which I acknowledged and agreed to in writing. I accepted the
14 potential risk explained to me by counsel of perhaps being liable for Defendant's costs and perhaps
15 even its attorney's fees if we were unsuccessful in this lawsuit, as well as the potential stigma of
16 being a class representative in a class action labor dispute which could affect my future
17 employability.

18 8. Since seeking legal representation in this case and combined with the time I spent
19 researching issues on my own, I have spent a substantial amount of time and energy contributing to
20 the investigation, prosecution and settlement of this case. Since hiring my attorneys in 2020 up
21 through the present date, I have exchanged countless emails and phone calls with both of my
22 attorneys.

23 9. During this entire process, I have always had the best interests of the class in mind
24 and worked hard on their behalf. Over the past two years, I have been in regular and close contact
25 with my attorneys. I have worked with my attorneys to explain the facts of this case, frame the
26 issues, and to assist them in preparing for negotiations, class certification, and in every other aspect
27 they needed. As one example, I spent several hours assisting in the preparation of the Complaint
28 with respect to the inclusion of specific facts, and also spent time finding documentation to support

1 those facts to provide to my attorneys.

2 10. Throughout the litigation, I also searched for, organized and produced documents to
3 my attorney that I had from my time with Defendant and helped my attorneys understand
4 Defendants' policies, procedures, expectations, practices, and business.

5 11. I was also involved in settlement discussions as they occurred throughout this case
6 and assisted my attorneys in evaluating settlement offers that were made.

7 12. In sum, I have spent considerable time and attention working on this case. Based on
8 all of the above-described events, I estimate and hereby attest that I have spent at least 20-30 hours
9 working with my attorneys, or on matters directed by my attorneys, on the duties and issues
10 described above.

11 I declare under penalty of perjury, under the laws of the State of California and the United
12 States, that the foregoing is true and correct to the best of my personal knowledge.

13 This declaration is executed on 06 / 04 / 2022, at San Diego, California.

14 
15 _____
16 Tanea Maldonado
17
18
19
20
21
22
23
24
25
26
27
28