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Attorneys for Plaintiffs and the Class

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF ALAMEDA**

SPENCER SUMISAKI, DAVIAN
MONTGOMERY, individually, and on
behalf of other members of the general public
similarly situated; NADIA MORALES,
individually, and on behalf of other members
of the general public similarly situated and
on behalf of other aggrieved employees
pursuant to the California Private Attorneys
General Act; NINA WILLIAMS,
individually, on behalf of other aggrieved
employees pursuant to the California Private
Attorneys General Act,

Plaintiffs,

v.

BERKELEY BOWL PRODUCE, INC., a
California corporation; and DOES 1 through
100, inclusive,

Defendants.

Case No.: RG19014520

Honorable Evelio Grillo
Department 21

CLASS ACTION

**DECLARATION OF NINA
WILLIAMS IN SUPPORT OF
PLAINTIFFS' MOTION FOR FINAL
APPROVAL OF CLASS ACTION
SETTLEMENT**

[Notice of Motion and Motion for Final
Approval of Class Action Settlement;
Declaration of Class Counsel (Edwin
Aiwaazian); Declarations of Class
Representatives (Davian Montgomery and
Nadia Morales); Declaration of
Settlement Administrator (Evelin Reyes);
and [Proposed] Final Approval Order and
Judgment filed concurrently herewith]

Reservation No. 876901747574
Date: June 15, 2022
Time: 10:00 a.m.
Department: 21

Complaint Filed: April 10, 2019
FAC Filed: July 17, 2019
SAC Filed: November 20, 2020
Trial Date: None Set

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I, **Nina Williams**, hereby declare as follows:

1. I am over 18 years of age and a resident of California. I am one of the named plaintiffs in *Spencer Sumisaki, et al. v. Berkeley Bowl Produce, Inc.*, Superior Court of California for the County of Alameda, Case No. RG19014520. I have personal knowledge of the facts and statements set forth in this declaration, and if called upon to testify, I could and would competently testify thereto.

2. I was employed by Defendant Berkeley Bowl Produce, Inc. (“Defendant”) in an hourly-paid, non-exempt position from approximately July 2019 to approximately December 2019. I decided to seek legal advice about my work experiences with Defendant. I contacted Lawyers *for* Justice, PC and spoke with attorneys there. I wanted to do whatever I could to make sure Defendant paid me and other employees what was owed to us for all hours worked and non-compliant meal and rest breaks, and held accountable. After speaking with the attorneys, I investigated class action and representative lawsuits on my own and did some research into the leading class action and employment law firms in California for approximately 8 hours. Thereafter, I consulted with the attorneys at Lawyers *for* Justice, PC for 6.50 hours discussing my situation, class action and Private Attorneys General Act (“PAGA”) lawsuits in general, and what it means to be a PAGA representative and join the lawsuit.

3. I have spent over 15 hours meeting with my attorneys regarding the case and fulfilling my responsibilities as a named plaintiff and PAGA representative, which included gathering documents concerning my employment with Defendant, reviewing documents with my attorneys, answering questions, providing guidance regarding the duties of hourly-paid, non-exempt employees, and helping develop a strategy as to what documents and information to obtain from Defendant. I routinely checked in with my attorneys and their staff to make sure that they were updated with my most current information and to provide them with any additional information that I had obtained.

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1 4. Since becoming involved in this matter, I was available to answer any questions
2 my attorneys had, and available to speak and meet with my attorneys whenever they needed me.
3 I responded to them as quickly as possible and gave them as much information and identified as
4 many documents as I could. I spent at least 15 additional hours speaking with my attorneys
5 about the case, identifying potential witnesses, providing my attorneys with documents and
6 information concerning the case, and also describing policies, practices, and procedures of
7 Defendant.

8 5. On July 7, 2021, I attended deposition that lasted approximately 5 hours. I spent
9 at least 4 hours preparing for the deposition. After the deposition, I spent at least 3.50 hours
10 reviewing my testimony and discussing the contents of the deposition transcript with my
11 attorneys.

12 6. As far as the settlement is concerned, I was available to review documents and
13 answer any questions my attorneys had. I spent about 3 hours reviewing the settlement
14 documents and about 2 hours asking questions and discussing the settlement with my attorneys
15 before signing the agreement.

16 7. I believe that I have done everything that my attorneys have asked of me and have
17 tried, to the best of my ability, to seek relief for the aggrieved employees and the State of
18 California. I think my efforts helped to get the result obtained in this case, and I respectfully
19 request that the Court award me a service payment in the amount of \$10,000.00 for my active
20 participation in this case. Taking into consideration the time that I have dedicated to this case, I
21 believe that this amount is reasonable.

22 8. I am not related to anyone associated with Lawyers *for* Justice, PC.

23 9. I have not entered into any undisclosed agreements, nor have I received any
24 undisclosed compensation in this case. The only compensation I will receive is whatever amount
25 the Court awards to me as a service payment, as well as my individual PAGA payment.

26 I declare under penalty of perjury under the laws of the State of California that the
27 foregoing is true and correct.

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12/30/2021

Executed this ____ day of December 2021, at Pittsburg, California.

Electronically Signed 2021-12-31 00:10:40 UTC - 107.127.14.122
Nina Williams
AssureSign® 8a820e11-9fec-444b-bf56-ae0e018a7fc1

Nina Williams