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Attorneys for Plaintiff and Proposed Class

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF SAN MATEO

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

Plaintiff,

vs.

PRAXAIR DISTRIBUTION, INC., a Delaware
 corporation; and DOES 1 through 50, inclusive,

Defendants.

Case No. 20-CIV-03660

[Assigned for all purposes to Department 4,
 Hon. Nancy L. Fineman]

**DECLARATION OF CHARLES WALTON
 IN SUPPORT OF PLAINTIFF'S MOTION
 FOR PRELIMINARY APPROVAL OF
 CLASS ACTION SETTLEMENT**

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

Date: December 7, 2021
 Time: 8:30 a.m.
 Department: 4

Complaint Filed: August 28, 2020

DECLARATION OF CHARLES WALTON

I, Charles Walton, 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. In August of 2018, I started working for Praxair Distribution, Inc. The wage statements that I was provided during my employment show the rate paid for overtime as either my base hourly rate of pay or half the base rate. They also do not show the total of the hours I worked. In August of 2020, my employment was terminated while I was on a paid leave under San Francisco's Public Health Emergency Leave Ordinance.

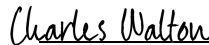
3. I do not believe I have any interests that are adverse to the interests of the Class. I also am unaware of any such issues having been raised or presented by anyone else. I have taken all necessary steps to represent the interests of the Class, including by providing information and documents to my counsel, reviewing documents upon my counsel's request, and making myself available to answer questions and discuss the claims with my counsel. I was also willing to answer any questions from the company's attorney, but my understanding is that the company did not request that opportunity.

4. I am proud of the result and accomplishment of this lawsuit. I believe many employees would not sue their employer out of fear, but 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.

5. I understand that the attorneys' fees awarded in this action will be split 65% to Diversity Law Group, P.C. 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 15th day of October 2021, at San Francisco, California.

DocuSigned by:



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Charles Walton