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Attorneys for Plaintiff and the Proposed Class

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

RIVELINO TAVIRA, an individual, on
behalf of himself and others similarly situated

PLAINTIFF,

v.

GENERAL FOUNDRY SERVICE
CORPORATION; and DOES 1 thru 50,
inclusive,

DEFENDANTS.

CASE NO. RG20072299

[Case Assigned for All Purposes to Hon. Brad
Seligman in Dept. 23]

**DECLARATION OF RIVELINO TAVIRA
IN SUPPORT OF FINAL APPROVAL OF
CLASS SETTLEMENT**

Date: August 31, 2021

Time: 3:00 p.m.

Dept.: 23

Reservation No.: R-2257420

Complaint Filed: August 24, 2020

FAC Filed: October 29, 2020

Trial Date: None Set

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I, Rivelino Távira, state and declare as follows:

1. I am a competent adult, over the age of eighteen, and the named Plaintiff in the above-captioned matter. The following is based upon my personal knowledge, and if called as a witness, I could and would testify competently thereto.

2. I am a former employee of Defendant GENERAL FOUNDRY SERVICE CORPORATION (“General Foundry” or “Defendant”). I was hired by General Foundry on or around October 12, 2019 and performed work for General Foundry as a laborer, earning approximately \$21.00 per hour.

3. I brought this lawsuit, on behalf of myself and all other Settlement Class Members, against Defendant because I believe that General Foundry failed to issue accurate itemized wage statements to me and other employees, among other violations.

4. I understand that I am representing other employees and I believe that I am able to represent them well.

5. I first researched attorneys who are very experienced with these types of lawsuits. Once retained, I compiled relevant documents from my employment to assist my attorneys in litigating this case. I worked with my attorneys to develop the facts and legal claims in this lawsuit. The class action lawsuit was filed on August 24, 2020.

6. Throughout the litigation, I have provided my attorneys with helpful information for this lawsuit and for the Settlement as needed. Additional work in connection with this matter includes staying in regular contact with my attorneys to discuss the status of the case, responding promptly to my attorneys' various communications regarding this matter, and reviewing and analyzing the settlement agreement and settlement papers to ensure the settlement was fair and reasonable and in the best interests of the Settlement Class Members.

7. I estimate the total time spent in connection with this matter is approximately 25-35 hours.

8. I have worked to actively represent the other Settlement Class Members and their interests.

1 9. I believe that I have always kept the interests of all Settlement Class Members at
2 heart in this litigation.

3 10. I am prepared to continue assisting with this litigation and am committed to
4 achieving the best possible results for the Settlement Class Members.

5 11. I believe that the class action settlement obtained on behalf of the Settlement Class
6 Members is fair and reasonable in light of the issues involved in this case. As mentioned above,
7 I reviewed and discussed the Settlement with my attorneys and asked them questions about it to
8 ensure that I understood its terms and what it would mean for all of the Settlement Class Members.

9 12. I believe that I have fairly represented the absent Settlement Class Members and
10 request that the Court finally approve this settlement and confirm me as Class Representative.

11 13. I am not aware of any conflicts of interest that prevent me from being confirmed
12 as Class Representative in this Lawsuit. I am not related in any way to my attorneys or to any
13 other member of the firm that is representing me. I have no business dealings or other
14 involvement beyond this lawsuit and this representation. I have not been promised any money or
15 inducement to serve as Class Representative in this Lawsuit.

16 14. It is my opinion that the settlement agreement provides for a fair and adequate
17 enhancement for me as a Class Representative, in the amount of \$2,500.00. I believe that this is
18 fair and reasonable in light of all of the work that I have performed in my role as Class
19 Representative. As Class Representative, I have actively participated in all stages of the litigation,
20 as detailed above, and have always maintained the best interests of the Settlement Class Members
21 while performing my Class Representative duties.

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

Executed this 4 day of July, 2021 at hayward, California.
(City)

DocuSigned by:
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454B38AD4845435...
RIVELINO TAVIRA

(PROOF OF SERVICE)
[CCP 1013(a)(3)]
STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State of California. I am over the age of 18 years and not a party to the within action. My business address is 16133 Ventura Boulevard, Suite 1200, Encino, California 91436.

On August 6, 2021, I served all interested parties in this action the following documents described as: **DECLARATION OF RIVELINO TAVIRA IN SUPPORT OF FINAL APPROVAL OF CLASS SETTLEMENT** by placing a true copy thereof enclosed in a sealed envelope addressed as follows:

Charles H. Goldstein
Joseph A. Goldstein
cgoldsteinesq@gmail.com
josephgoldsteinesq@gmail.com
The Goldstein Law Firm, PC
8912 Burton Way
Beverly Hills, CA 90211

[] (BY MAIL) I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with U.S. postal service on that same day with postage fully prepaid at Encino, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

[XX] BY ELECTRONIC SERVICE: I caused a true and correct copy thereof to be electronically filed using the Labor and Workforce Development Agency Electronic Filing ("EF") System (<https://dir.tfaforms.net/315>) and service was completed by electronic means by transmittal of the documents referenced herein on the EF System.

[XX] BY ELECTRONIC MAIL TRANSMISSION: I caused the document to be send to the persons at the e-mail address(es) listed on the attached service list. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful. A pdf copy of which was sent via email to the below email address(es).

[XX] (STATE) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on August 6, 2021, at Woodland Hills, California.



Michelle A. Tanzer