

1 Sarah K. Sterling (318224)
2 sarah@frontierlawcenter.com
3 Manny M. Starr (319778)
4 manny@frontierlawcenter.com
5 Daniel Ginzburg (327338)
6 dan@frontierlawcenter.com
7 FRONTIER LAW CENTER
8 23901 Calabasas Road, Suite 2074
9 Calabasas, CA 91302
10 Tel: (818) 914-3433
11 Fax: (818) 914-3433
12
13 Attorneys for Plaintiff
14 CARRELL BILYEU

11 SUPERIOR COURT OF THE STATE OF CALIFORNIA
12 COUNTY OF AMADOR

14 CARRELL BILL BILYEU, an individual,
15
16 Plaintiff,

17 v.

18 U.S. MINE CORP, a Nevada corporation;
19 and DOES 1-50 inclusive,
20 Defendants.

CASE NO. 20-CV-11946

DECLARATION OF DANIEL GINZBURG
ESQ. IN SUPPORT OF PLAINTIFF'S
APPLICATION FOR APPROVAL OF
PAGA SETTLEMENT

*[Assigned for all purposes to the Hon. J.S.
Hermanson/Dept. 03]*

Complaint Filed: December 23, 2020

22 **DECLARATION OF DANIEL GINZBURG, ESQ.**

23 I, Daniel Ginzburg, declare the following:

- 24 1. I am an attorney duly licensed to practice law in the State of California. I am one of the
25 attorneys representing Plaintiff Carrell Bill Bilyeu ("Plaintiff") in the above captioned
26 action. I am an associate attorney at Frontier Law Center. Employment law has been
27 my primary area of practice since November 2019. I have personal knowledge of the
28

1 facts in this declaration and if called on to testify about the facts I could and would
2 competently do so.

3 2. The parties attended mediation with experienced employment law mediator Hon. David
4 I. Brown (Ret.), JAMS – Sacramento. Through arm’s-length negotiations, and after an
5 extensive review of informal discovery and documentation, the parties reached a
6 resolution at mediation.

7 3. The case settled at mediation for \$30,180.00.

8 4. I believe this settlement is fair and reasonable given the facts of the case, Defendants’
9 affirmative defenses, the risks that Plaintiffs faced in litigating this case to trial, and based
10 on my assessment as an experienced employment law attorney.

11 5. Plaintiff’s counsel has spent a significant amount of time litigating this case, including
12 time spent communicating with the client, evaluating and analyzing the relevant legal
13 theories, drafting and filing various PAGA letters, drafting and filing the complaint,
14 engaging in discovery, analyzing the time and payroll records, and attending mediation.
15 To date, I have logged 54 hours litigating this matter which, at the reasonable rate of
16 \$375/hour, totals approximately \$20,250 in fees.

17 6. Plaintiff’s counsel expects to spend additional time on the settlement approval and
18 administration process as well.

19 7. The attorneys’ fees sought are therefore reasonable in light of the work put into this case,
20 the strong public policy furthered by litigating PAGA cases, and the general complexity
21 of litigating PAGA cases.

22 8. Based on the foregoing, the court should thus approve the PAGA settlement and enter an
23 order dismissing this action with prejudice.

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

26 Date: January 4, 2022

/s/ D. Ginzburg
Daniel Ginzburg