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Attorneys for Plaintiffs RON ELLWANGER, ANTHONY GRIFFIN, and
DAYMIEN HARDY on behalf of themselves, all others similarly
situated, and on behalf of the general public

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SUTTER

RON ELLWANGER, ANTHONY
GRIFFIN, and DAYMIEN HARDY on
behalf of themselves, all others similarly
situated, and on behalf of the general
public,

Plaintiffs,

v.

NEW LEGEND, INC. and DOES 1-100,
Defendants.

Case No. CVCS 19-0000452

**DECLARATION OF PLAINTIFF RON
ELLWANGER IN SUPPORT OF
PLAINTIFFS' MOTION FOR FINAL
APPROVAL OF CLASS ACTION
SETTLEMENT**

Date: January 10, 2025

Time: 9:00 a.m.

Judge: Hon. Susan E. Green

I, RON ELLWANGER, hereby declare under penalty of perjury as follows:

1. I have personal knowledge of all matters stated herein, and if called as a witness, I could and would competently testify thereto, except as to those matters stated upon information and belief, and as to those matters, I believe them to be true.
2. I am a named Plaintiff and Class Representative in the above-captioned lawsuit, and I submit this declaration in support of settlement approval.
3. I worked for New Legend, Inc. ("New Legend") as a non-exempt, hourly driver in California.
4. On or about February 20, 2019, I brought this class action lawsuit. Prior to filing, I understood that, if this case was filed as a class action, I would not only be seeking compensation for myself, but I would also be representing the interests of all other Class Members who, like myself, were employed by New Legend in California.
5. I had many meetings and conversations with my attorneys about my experience working for New Legend. Since becoming a class representative, I diligently worked on this case. Throughout this litigation, I regularly conferred with my attorneys to discuss the status of the case, to offer my input, and to assist my attorneys in gathering the evidence necessary to prosecute the claims. I always answered phone calls from my attorneys or called them back promptly when they called. I also promptly responded to emails sent by my attorneys. On many occasions, I spoke with my attorneys for case related purposes. I assisted my attorneys in investigating the case. I also looked for documents from my employment with New Legend and provided my attorneys with all documents I found. I have worked diligently to help progress the case.
6. I was aware that, at some point in this case, I would have my deposition taken. I knew that the deposition could take a full day and that I may have to meet with my attorneys prior to my deposition. I was at all times ready and willing to sit for my deposition.
7. Although I did not attend the mediation in person, I was available on the phone for all the negotiations, which I was kept apprised of and assisted in. I gave my consent to settle with

1 New Legend for the gross settlement amount of \$1,600,000. I completely and carefully
2 reviewed the Memorandum of Understanding and settlement agreement. I then signed
3 them.

4 8. From the very beginning, I understood that I was participating not only for my own benefit,
5 but for the many past and present employees of New Legend. I understood that there were
6 risks involved in class action lawsuits. I understood that the lawsuit could continue for
7 several years, which it did, and would require my services and attention the entire length
8 of the lawsuit.

9 9. In light of the work I performed in this case and the duties associated with being a class
10 representative in a case of this magnitude, I believe the \$15,000 class representative
11 enhancement payment is reasonable. I understand that this additional payment is not
12 guaranteed and is subject to Court approval.

13 10. I have and will continue to adequately represent all of the interests of the Class Members.
14 With my status as class representative, I will treat the interests of the Class above my own
15 interests.

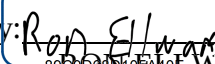
16 11. My claims are typical of the Class Members. Thus, my interests are the same as all
17 members of the proposed Class.

18 12. In summary, over the course of this litigation I have spent a significant amount of time
19 conferring and working with my attorneys on the prosecution of my claims and evaluating
20 the settlement and related documents. I have spent numerous hours of my time assisting
21 and providing information to my attorneys in the prosecution of this lawsuit.

22 13. I recognize that any resolution of this matter must be approved by the Court in terms of
23 whether the settlement is fair and reasonable, and that I am obligated to protect the
24 interests of all of class members for the Class Period.

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

27 Dated: 12/11/2024

DocuSigned by:
By: 
898C0C1-ABA7-41E2-B88A-077B4FD99848
RON ELLWANGER

DECLARATION OF PLAINTIFF RON ELLWANGER