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Attorneys for Plaintiffs Denise Droesch,
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and other individuals similarly situated

[Additional counsel listed on next page]

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF SACRAMENTO**

DENISE DROESCH; KYONNA HARRISON;
and JANISHA LEE PRICE; as individuals and on
behalf of other aggrieved employees,

Plaintiffs,

vs.

WELLS FARGO BANK, N.A., a United States
Corporation, and DOES 1 – 10, inclusive,

Defendants.

CASE NO. 34-2021-00292066-CU-OE-
GDS

**DECLARATION OF MARCUS J.
BRADLEY IN SUPPORT OF
PLAINTIFFS' UNOPPOSED
MOTION FOR PRELIMINARY
APPROVAL OF CLASS ACTION
SETTLEMENT AND
PROVISIONAL CLASS
CERTIFICATION**

[Filed and served concurrently with
Notice of Motion; Memorandum of
Points & Authorities; Declarations of
Attorney Christina A. Humphrey; of
Plaintiffs Denise Droesch; Kyonna
Harrison; Janisha Lee Price; of
Settlement Administrator; and
[Proposed] Order]

Date: November 1, 2024

Time: 9:00 a.m.

Reservation #: A-292066-001

Dept.: 23

Judge: Jill H. Talley

Complaint filed: January 7, 2021

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Attorneys for Plaintiffs Denise Droesch,
Kyonna Harrison, Janisha Lee Price,
and other individuals similarly situated

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- 1 a. *Gutierrez v. State Farm Mutual*, Los Angeles Superior Court (BC236552). Class action
2 mis-classification case seeking overtime compensation for approximately 2,600 insurance
3 claims adjusters employed by State Farm. The class was certified, and summary
4 adjudication was granted as to liability in favor of the class. The case settled for \$135
5 million just prior to trial, with final approval granted with no objections filed.
- 6 b. *Bednar v. Allstate Insurance Company*, Los Angeles Superior Court (BC240813). Class
7 action mis-classification case seeking overtime compensation for approximately 1,200
8 insurance claims adjusters employed by Allstate. The class was certified, and summary
9 adjudication was granted as to liability in favor of the class. The case settled for \$120
10 million just prior to trial, with final approval granted with no objections filed.
- 11 c. *Roberts v. Coast National Insurance*, Orange County Superior Court (01CC08478). Class
12 action mis-classification case seeking overtime compensation for insurance claims
13 adjusters employed by Coast National Insurance. Certification granted, and then the
14 matter was tried before a binding arbitrator. The case settled during the arbitration for an
15 excess of \$18 million.
- 16 d. *CNA Class Action Litigation*, Los Angeles Superior Court Class (JCCP 4230). Class
17 action mis-classification case seeking overtime compensation for insurance claims
18 adjusters employed by the defendant. The case settled for \$33 million, with final approval
19 granted with no objections filed.
- 20 e. *Dotson v. Royal & SunAlliance*, Orange County Superior Court (02CC01787). Class
21 action mis-classification case seeking overtime compensation for insurance claims
22 adjusters employed by Royal & SunAlliance. Case settled for \$12.3 million, with final
23 approval granted with no objections filed.
- 24 f. *Parris v. Lowe's Home Improvement*, Los Angeles County Superior Court (BC260702).
25 Class action seeking payment of "off-the-clock" hours worked by all hourly employees of
26 Lowe's Home Improvement stores in the State of California. The class was certified by
27 the Court of Appeal and remanded to the trial court for further proceedings. Shortly
28 thereafter, a \$29.5 million settlement was reached and approved without objection.

- 1 g. *Pardo v. Toyota Motor Sales, et al.*, Los Angeles County Superior Court (BC372781).
2 Class action mis-classification of workers with claims for overtime and missed meal and
3 rest breaks. The case settled for \$7.75 million and was approved with no objections.
- 4 h. *Smith/Ballard v. Wal-Mart Stores, Inc.*, United States District Court for the Northern
5 District of California (Case No. 4:06-cv-05411-SBA). Wage and hour class action seeking
6 unpaid vacation and personal time, unpaid wages, and related penalties on behalf of over
7 245,000 employees. The action was certified and settled for \$86 million while defendants'
8 appeal of the certification was pending in the Ninth Circuit Court of Appeals.
- 9 i. *Hoyng v. AON*, Los Angeles County Superior Court (BC377184). Wage and hour class
10 action seeking overtime and related compensation for mis-classification on behalf of
11 Relationship and Account Specialists. The case settled for \$10.5 million, which was
12 approved with no objections filed.
- 13 j. *In RE Bank of America Wage and Hour Employment Practices Litigation*, MDL 2138,
14 United States District Court for the District of Kansas. California state and FLSA wage
15 and hour litigation for various violations including unpaid overtime and "off-the-clock"
16 work. Settled for \$73 million.
- 17 k. *Lemus v. H & R Block Litigation*, United States District Court for the Northern District of
18 California (Case No. 3:09-cv-03179-SI) Class certified, and settlement reached prior to
19 trial. Total settlement of \$35 million.
- 20 l. *Harris v. Vector Marketing Corporation*, United States District Court for the Northern
21 District of California (Case No. 3:08-cv-05198-EMC). Class action case on behalf of
22 approximately 70,000 employees misclassified as "trainees."
- 23 m. *Bickley v. Schneider National Trucking*, United States District Court for the Northern
24 District of California (Case No. 4:08-cv-05806-JSW). Wage and hour class action on
25 behalf of approximately 6,000 truck drivers. Settled for \$29.5million.
- 26 n. *Roberts v. TJX*, United States District Court for the Northern District of California (Case
27 No. 13-CV-04731-MEJ). Wage and hour violations on behalf of approximately 82,000
28 employees. Settled for \$8.5 million.

- 1 o. *Opyrchal v. New York Life Insurance*, United States District Court for the Central District
2 of California (Case No. 2:07-cv-00518-VBF). Class action for the failure to pay
3 commissions pursuant to a compensation plan. Settled for \$10 million.
- 4 p. *Neuvenheim v. Gamestop Corp.*, United States District Court for the Central District of
5 California (Case No. 2:09-cv-06799-ODW). Class action on behalf of nonexempt
6 employees for wage and hour violations.
- 7 q. *Hightower v. JP Morgan Chase*, United States District Court for the Central District of
8 California (Case No. 2:11-cv-01802-PSG). Class action on behalf of nonexempt
9 employees for wage and hour violations. Settled for \$12 million.

10 6. On many of the above cases, I was either lead or co-lead counsel, including cases in
11 multi-district litigation or coordinated proceedings where I worked collaboratively and cooperatively
12 with co-counsel to bring about an efficient and beneficial resolution for all class members as the above
13 results demonstrate.

14 7. I have argued cases in trial courts as well as before courts of appeal. My writings on
15 legal topics pertaining to litigating wage and hour class and representative actions have appeared in
16 professional publications and I have been called upon to speak at conferences and seminars for
17 professional organizations, including a recent presentation titled "Planning for and Executing Trial in
18 Class and Collective Wage & Hour Cases."

19 8. I have also been honored as a Super Lawyer in the area of class actions by Los Angeles
20 Magazine for multiple years including 2024. I am also a member of a number of professional
21 organizations, including the Consumer Attorneys of Los Angeles, the Consumer Attorneys of
22 California, the California Employment Lawyers Association, and the American Association for
23 Justice.

24 **PLAINTIFF AND THIER COUNSEL ADEQUATELY REPRESENT THE CLASS**

25 9. Plaintiffs have retained and are represented by counsel with substantial experience in
26 wage and hour class action litigation. Additionally, there is no evidence of antagonism between Ms.
27 Droesch, Ms. Harrison, or Ms. Price's interests and those of the Settlement Class Members. Plaintiffs
28 have litigated this case in good faith and his interests are aligned with those of the Settlement Class

Members as they both share a common interest in challenging the legality of Defendant's policies and procedures.

LITIGATION COSTS

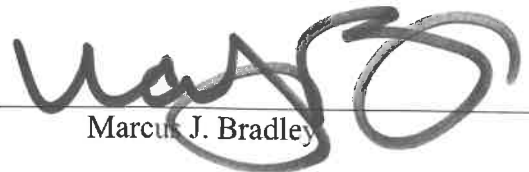
10. Further, Class Counsel is requesting reimbursement of no more than \$120,000 in costs (between all the firms). The breakdown of costs for Bradley Grombacher, LLP, is as follows:

Court & Filing Fees	\$545.36
Deposition Costs	
Document Production Maintenance	
Experts	\$7,624.50
Investigative	
Postage/Mailing	
Research	
Transcripts	
Travel	
Total	\$8,169.86

11. Finally, I do not have any interest or affiliation with Legal Aid at Work, including its governance.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and based on my personal knowledge.

Executed on August 15, 2024, in Westlake Village, California.


Marcus J. Bradley