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**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SANTA CLARA**

CARLOS HUMBERTO CARRILLO DIAZ,
an individual, on behalf of himself and others
similarly situated,

PLAINTIFF,

v.

RECON360, LLC; and DOES 1 thru 50,
inclusive,

DEFENDANTS.

CASE NO. 20CV370603

[Case Assigned for All Purposes to Hon.
Sunil R. Kulkarni in Dept. 1]

**DECLARATION OF CARLOS
HUMBERTO CARRILLO DIAZ IN
SUPPORT OF PLAINTIFF'S MOTION
FOR PRELIMINARY APPROVAL OF
CLASS SETTLEMENT**

Date: TBD

Time: TBD

Dept.: 1

Complaint Filed:	September 22, 2020
FAC Filed:	November 30, 2020
Trial Date:	None Set

1 **DECLARATION OF CARLOS HUMBERTO CARRILLO DIAZ**

2 I, Carlos Humberto Carrillo Diaz, state and declare as follows:

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

6 2. I worked as a Foreman for RECON360, LLC (“Defendant” or “RECON360”).

7 3. I have spent significant time throughout this class action working with Class
8 Counsel to prosecute this action. Before filing this action in 2020, I spent significant time
9 researching and identifying competent Counsel that I believed had the expertise to best represent
10 the interests of all of the Class Members.

11 4. Before filing, I assisted my attorneys with investigation and gathering of
12 information and facts including discussing my work experience and the experience of others that
13 I had observed while working for Defendant and provided all relevant employment documents in
14 my possession. I assisted my attorneys with developing the theories of liability in this case.

15 5. Before the complaint was filed in October of 2020 I reviewed it and discussed it
16 with my attorneys.

17 6. As the case proceeded after filing, I have maintained regular contact with Class
18 Counsel throughout the entirety of this litigation. I have assisted in any way possible by providing
19 information and making myself available as needed. I was available for the full-day mediation by
20 Zoom and reviewed the proposed settlement agreement with my attorneys and asked questions.

21 7. I was aware that by helping to initiate this lawsuit, my name would become known
22 and it was possible that my involvement in this matter could make it more difficult for me to obtain
23 employment in this field. Regardless, I believed it was important to proceed with this matter on
24 my behalf and on behalf of all others who were subject to the same problems during their
25 employment with Defendant.

26 8. Based upon my participation in this case, I understand the merits of this settlement
27 and I strongly support the settlement and believe it is fair and reasonable, and in the best interest
28 of the class. I believe this Settlement will benefit the Class Members.

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

DocuSigned by:

Carlos Humberto Carrillo Diaz

(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 November 18, 2021, I served all interested parties in this action the following documents described as: **DECLARATION OF CARLOS HUMBERTO CARRILLO DIAZ IN SUPPORT OF PLAINTIFF'S MOTION FOR PRELIMINARY APPROVAL OF CLASS SETTLEMENT** by placing a true copy thereof enclosed in a sealed envelope addressed as follows:

HOGUE FENTON, JONES, & APPEL, INC. Sarju A. Naran Sarju.naran@hogefenton.com 55 South Market Street, 9 th Floor San Jose, CA 95113-2396	DAVTYAN LAW FIRM, INC. Emil Davtyan emil@davtyanlaw.com 880 E. Broadway Glendale, CA 91205
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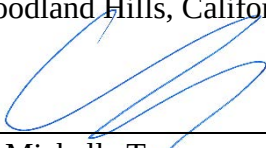
[] (BY MAIL): I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with U.S. postal service on that same day with postage fully prepaid at Encino, California in the ordinary course of business. I am aware that 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 above 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 November 18, 2021, at Woodland Hills, California.



Michelle Tanzer