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Attorneys for Plaintiff Daniel Marden, on behalf of himself
and all other similarly-situated and aggrieved employees

SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF PLACER

DANIEL MARDEN, on behalf of himself
and all other similarly-situated and
aggrieved employees,

Plaintiff,

v.

CVS PHARMACY, INC., a Rhode Island
Corporation; LONGS DRUG STORES
CALIFORNIA, L.L.C.; a California Limited
Liability Company; and DOES 1 through 10,
Inclusive,

Defendants.

Case No. S-CV-0045902

CLASS AND REPRESENTATIVE ACTION

**DECLARATION OF EMIL DAVTYAN IN
SUPPORT OF UNOPPOSED MOTION FOR
PRELIMINARY SETTLEMENT APPROVAL**

Hearing: May 4, 2023

Time: 8:30 a.m.

Dept: 3

Judge: Hon. Michael Jones

Complaint filed: December 4, 2020

Trial date: Not set

1 I, Emil Davtyan, declare:

2 1. I am an attorney duly licensed to practice law in the State of California and am a
3 member in good standing with the State Bar of California. I am co-counsel in the class and
4 representative action with named Plaintiff Daniel Marden and have personal knowledge of the
5 facts thereto. If called as a witness, I could and would competently testify herein.

6 2. I graduated from the Woodbury University in 2008 with a bachelor's degree in
7 Business Finance with highest honors, as the top student in my class. I graduated from
8 Southwestern Law School in 2014 in the top 10% of my class. I am currently the managing
9 attorney in Davtyan Law Firm in Glendale, California.

10 3. My legal experience since becoming a member of the California State Bar has
11 been exclusively devoted to the practice of California and federal employment law. My office
12 almost exclusively represents plaintiffs in wage and hour actions with the same or similar
13 causes of actions brought forth in the matter pending before this Court.

14 4. I have been actively participating in the prosecution and successful settlement of
15 multiple wage and hour class action lawsuits, helping to recover wages and penalties on behalf
16 of tens of thousands of class members.

17 5. I have been actively participating in the prosecution and successful settlement of
18 multiple wage and hour class action lawsuits, helping to recover wages and penalties on behalf
19 of tens of thousands of class members. My office has been appointed as Class/PAGA Counsel
20 in numerous class/PAGA actions, including De La Rosa v. The Coca Cola Company et al.
21 (Superior Court of California in Napa, 17CV000787), Harvey v. Bed Bath & Beyond of
22 California Limited Liability Company (Superior Court of California in Alameda,
23 RG17885153), Paredes v. Bottling Group LLC et. al. (Superior Court of California in Kern),
24 Ramirez v. Harris Ranch Beef Company (Superior Court of California in Fresno,
25 16CECG04103), Gates v. Gate Gourmet, Inc. et. al. (Southern District of California, 16-cv-
26 01084-L-AGS), Hargrave v. Antelope Valley Hospital (Superior Court of California in Los
27 Angeles, BC663252), Ramirez v. Milton Roy et. al. (Superior Court of California in Los
28 Angeles, BC 632 276), Hawkins v. AvalonBay Communities (Superior Court of California in

1 Santa Clara, 17CV316492), Jones Tharpe et al. v. Sprint Corporation et al. (Superior Court of
2 California in Los Angeles, BC644645), Ortega et al. v. Nestle Waters North America, Inc. et al.
3 (Superior Court of California in Los Angeles, BC623610), Schultz v. Jimbo's Natural Family,
4 Inc. (Superior Court of California in San Diego, 37-2017-00022348-CUE-OE-CTL), Ambrose
5 v. Victor Valley Global et al. (Superior Court of California in San Bernardino,
6 CIVDS1709289), Puerta-Gildardo v. Real Time Staffing Services LLC et. al. (Superior Court
7 of California in Los Angeles, BC565445), Vargo v. Pregis Innovative Packaging LLC
8 (Superior Court of California in Tulare, 270836), Conlin v. Aegis Senior Communities LLC
9 (Northern District of California, 17-cv-05534-LHK), Galarza v. Kloeckner Metals Corporation
10 (Central District of California, 2:17-cv-04910-FMO), Estes v. L3 Technologies, Inc. et al.
11 (Southern District of California, 3:17-cv-02356-H-JMA), Rowser v. Trunk Club, Inc. (Central
12 District of California, 2:17-cv-05064-DSF-RAO), Leach v. The Claremont Colleges, Inc.
13 (Superior Court of California in Los Angeles, BC686451), Vaesau v. PCT Enterprises, Inc. dba
14 Precision Cabinets (Superior Court of California, County of Contra Costa MSC18-02404),
15 Terry v. TF Louderback, Inc. dba Bay Area Beverage Company (Superior Court of the State of
16 California, County of Contra Costa, MSC18-00859), Roach v. Westcare California, Inc.
17 (Superior Court of California in Kern County, BCV-17-102367-SDS), Patton v. Church &
18 Dwight Co., Inc. (Central District of California, EDCV 18-903-MWF (KKx)), Juarez v. ISL
19 Employees, Inc. (Superior Court of California in Madera, MCV074787), Ferraro v. USC
20 Verdugo Hill s Hospital, et al. (Superior Court of California in Los Angeles, 18STCV09463),
21 Ford v. Account Control Technology, Inc., et al. (Superior Court of California in Los Angeles,
22 19STCV09369), Ornelas v. iStorage, et al. (Superior Court of California in San Francisco,
23 CGC-18-571421), Martinez v. Ronpak, Inc. (Superior Court of California in Riverside,
24 RIC1901307), Barrera et al. v. Exclusive Wireless, Inc. (Superior Court of California in
25 Stanislaus, 9000687), Barajas v. Mancha Development Company LLC (Superior Court of
26 California in Orange County, 30-2018-00974707-CU-OE-CXC), Prado v. IMAX Corporation
27 dba IMAC Worldwide Home (Superior Court of California in San Bernardino,
28 CIVDS1820265), Rodriguez v. ND Industries, Inc. (Superior Court of California in Los

Angeles, 19STCV38096), Singletary v. Motel 6 Operating LP, et al. (Southern District of California, 3:20-cv-0270-LAB-AHG), Quizon v. CF Watsonville East, LLC, et al. (Superior Court of California in Santa Cruz, 20CV01868), Stephenson v. Bakersfield Dodge, Inc. (Superior Court of California in Kern, BCV-20-102693), Bacerra v. Hugo Boss Retail, Inc. (Superior Court of California in San Diego, 37-2021-00002933-CU-OE-CTL), Walker v. Ariat International, Inc. (Superior Court of California in Alameda, HG19026439), Orr v. Petvet Care Centers (California) Inc. (Superior Court of California in Santa Clara, 19CV354063), Jimenez v. OEC Distribution Services, Inc. (Superior Court of California in San Bernardino, CIVDS1915743), Viridi v. Absolute Security International (Superior Court of California in San Bernardino, CIVDS 1909589), Raj v. First Transit, Inc (Superior Court of California in Sacramento, 34-2021-00295895-CU-OE-GDS), Marchbanks v. Torrid Administration, Inc. (Superior Court of California in San Diego, 37-2020-00008179-CU-OE-NC), among others.

6. In addition, my office has been counsel of record in a number of pending wage and hour class/PAGA action lawsuits, including Trevino v. Golden State FC LLC et al. (Eastern District of California, 1:18-cv-00120-DAD (BAM)), Moriana v. Viking River Cruises (Superior Court of California in Los Angeles, BC 687325), Garcia v. Statewide Traffic Safety and Signs, Inc. (Superior Court of California in Orange County, 30-2018-01011814-CU-OE-CXC), Arellano v. Lopez & Arteaga, Inc. et al. (Superior Court of California in Santa Clara, 17CV313029), Cummings v. Eureka Restaurant Group LLC (Superior Court of California in Santa Barbara, 18CV000849), Cruz v. Talentscale LLC (Superior Court of California in Riverside County, RIC1821842), Tolbert v. Northbay Healthcare Corporation (Superior Court of California in Solano County, FCS051565), Cruz v. Dignity Health dba Bruceville Terrace (Superior Court of California in Sacramento County, 34-2018-00245506), Limon v. Circle K Stores, Inc. (Eastern District of California, 18-cv-01689-LJO-SKO), Parra, et al. vs. Trinity Services Group, Inc. (Superior Court of California in Kern, JCCP5155), Gomez v. The Regents of the University of California et al. (Superior Court of California in San Diego, 37-2019-00030873-CU-OE-CTL), Larson v. Mark Twain Medical Center (Superior Court of California in Calaveras, 19CV44062) Girard v. Office Depot Inc., (Superior Court of California in Santa

1 Clara, 19CV351584), Johnson v. Bakersfield Memorial Hospital, et al. (Superior Court of
2 California in Kern BCV-19-102016), Higginbotham et al. v. South East Employee Leasing
3 Services (Eastern District of California, 2:20-CV-00575-KJM-DB) Bailon v. LAFC Sports
4 LLC (Superior Court of California in Los Angeles, 19STCV29518), Hutchinson v. G6
5 Hospitality LLC dba Motel 6 (Southern District of California, 3:20-cv-00270-LAB-AHG),
6 Powell v. St. Joseph Medical Center (Superior Court of California in San Joaquin, STK-CV-
7 UOE-2019-0011155), Jones v. Summit Therapeutics Services Inc. (Superior Court of
8 California in Santa Clara, 19CV353991), Barksdale v. UC Davis Medical Center (Superior
9 Court of California in Sacramento, 00269829), Springstead v. Recovery Innovations Inc., et al.
10 (Superior Court of California in San Diego, 37-2020-00001555-CU-OE-CTL), Oceana v. Tri-
11 City Medical Center (Superior Court of California in San Diego, 37-2019-65323-CU-OE-
12 CTL), Maldonado v. Sit 'N Sleep, Inc. (Superior Court of California in Los Angeles,
13 19STCV41237), Taylor v. Populus Group, LLC (Southern District of California, 3:20-cv-
14 00473-BAS-BLM), Lim v. Seafood City, et al. (Superior Court of California in Alameda,
15 RG20066777), Harisis v. Starbucks Corporation (Superior Court of California in Los Angeles,
16 20STCV11290), Battle v. Safran Cabin (Superior Court of California in Orange, 30-2020-
17 01140831-CU-OE-CXC), Smith v. Noia Residential Services, Inc. (Superior Court of
18 California in Fresno, 20CECG01820), Diaz v. Recon 360, LLC (Superior Court of California in
19 Santa Clara, 20CV370603), Rivas v. 8x8, Inc. (Superior Court of California in Santa Clara,
20 20cv374192), Compton v. Broadbase, Inc. (Superior Court of California in Sacramento, 34-
21 2020-00285501-CU-OE-GDS), Godwin v. St. Mary Medical Center Foundation, et al.
22 (Superior Court of California in Los Angeles, 20STCV45671), Tabera v. St. Elizabeth
23 Community Hospital, et al. (Superior Court of California in San Francisco, CGC-21-589691),
24 Morgan v. Candid Care Co. (Superior Court of California in San Francisco, 3:21-cv-01748-
25 JSC), Richardson v. Pegasus Aviation Services, LLC (Superior Court of California in San
26 Mateo, 21-CIV-00292), Newsome v. Graybar Electric Company, Inc. (Northern District of
27 California, 4:21cv1000), Terronez v. ST. JOHN'S Regional Medical Center, et. al. (Superior
28 Court of California in Ventura, 56-2021-00551166-CU-OE-VTA), Butler v. PowerSchool

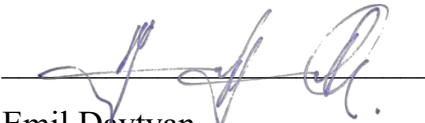
1 Group, LLC (Superior Court of California in Sacramento, 34-2021-00303458), Dale v. PCC
2 Structurals Inc., et. al. (Superior Court of California in Alameda, RG21102183), Horowitz v.
3 Sky West Airlines (Northern District of California, 3:21-cv-04674-MMC), Castillo v. Harmony
4 Foods, LLC et. al. (Superior Court of California in Santa Cruz, 21CV00961), Wightman v.
5 Cobham Advanced Electronic Solutions, Inc. (Superior Court of California in San Diego, 37-
6 2021-00038124-CU-OE-CTL), Martin v. Air International US Inc. (Superior Court of
7 California in Alameda, RG21098764), Ziperman v. Parkway Motorcars Valencia Inc., et. al.
8 (Superior Court of California in Los Angeles, 21STCV31959), Amiri v. Grewal Foods OC Sub,
9 Inc. dba Subway (Superior Court of California in Los Angeles, 21STCV20426), Miles v. Chico
10 Produce Inc. (Superior Court of California in Sacramento, 00301881), Hoelzel v. Starbucks
11 (Superior Court of California in Los Angeles, 21STCV37838), Randle- Tatum v. Hopdoddy
12 Burger Bar, Inc. (Superior Court of California in Los Angeles, 21STCV21015), Magallan v.
13 SW Ingredients Holdings, LLC et. al. (Superior Court of California in Fresno, 21CECG01943),
14 Turner v. Smithfield Distribution, LLC (Superior Court of California in Los Angeles,
15 21STCV23414), Balabanoff v. Classic Vacations, LLC, et. al. (Superior Court of California in
16 Santa Clara, 21CV392334), Martin v. American Custom Private Security Inc. (Superior Court
17 of California in San Joaquin, STK-CV-UOE-2021-8213), Brito v. Brothers International
18 Desserts Inc. et. al. (Superior Court of California in Orange, 30-2022-01242515-CU-OE-CXC),
19 Chavis v. Grocery Outlet, Inc. (Superior Court of California in Sacramento, 34-2021-
20 00309003-CU-OE-GDS), Randall v. YRC Inc., et. al. (Superior Court of California in San
21 Bernardino, CIVSB2205968), Carroll v. LA Family Housing Corporation (Superior Court of
22 California in Los Angeles, 20STCV04474), Wilkersonv. Intuit, Inc. (Superior Court of
23 California in San Diego, 37-2020-00030371-CU-OE-CTL), Teer v. Sabert Corporation
24 (Superior Court of California in Riverside, RIC1905847), Felix v. Wm. Bolthouse Farms, Inc.
25 (Eastern District of California, 1:19-CV-00312-AWI-JLT), Soto v. O'Reilly Auto Enterprises,
26 LLC (Central District of California in Riverside, 5:20-cv-00214-JGB-KK), Kane v. Smithfield
27 Direct, LLC (Central District of California, 21-CV-04832 PA (JCx)), North v. Jones Lang
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1 Lasalle Americas, Inc. (Superior Court of California in San Diego, 37-2019-00028271-CU-OE-
2 CTL), among others.

3 7. Although I am experienced in employment and class action matters, I associated
4 in as co-counsel on this case with Cohelan Khoury & Singer, who have a great deal of
5 experience in wage and hour class action employment cases, and together our firms have and
6 will continue to aggressively and competently represent the named plaintiff and putative class
7 members in this case.

8 8. In light of the foregoing, I am qualified to act as co-Class Counsel in this matter
9 and fully support the proposed Settlement.

10 I declare under penalty of perjury under the laws of the State of California that the
11 foregoing is true and correct. Executed on March 16, 2023 in Glendale, California

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14 Emil Davtyan
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