

DIVERSITY LAW GROUP, P.C.
Larry W. Lee (State Bar No. 228175)
lwlee@diversitylaw.com
Simon L. Yang (State Bar No. 260286)
sly@diversitylaw.com
515 South Figueroa Street, Suite 1250
Los Angeles, California 90071
Telephone: (213) 488-6555
Facsimile: (213) 488-6554

POLARIS LAW GROUP
William L. Marder (State Bar No. 170131)
bill@polarislawgroup.com
501 San Benito Street, Suite 200
Hollister, California 95023
Telephone: (831) 531-4214
Facsimile (831) 634-0333

Attorneys for Plaintiff and the Class

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF ALAMEDA**

FNU LINAKI, as an individual and on behalf of
all others similarly situated, and as a private
attorney general,

Plaintiff,

vs.

GENJI PACIFIC, LLC, (also known as HANA
GROUP OPS, LLC) a Delaware limited liability
company; and DOES 1 through 50, inclusive,

Defendants.

Case No. RG20074795

[Hon. Stephen Kaus, Department 19]

**DECLARATION OF LARRY W. LEE IN
SUPPORT OF PLAINTIFF'S MOTION FOR
FINAL APPROVAL OF CLASS ACTION
SETTLEMENT**

Date:	February 22, 2023
Time:	3:00 p.m.
Department:	19
Reservation No.:	A-20074795001
Complaint Filed:	September 23, 2020

1 I, Larry W. Lee, declare as follows:

2 1. I am an attorney admitted to practice in the State of California and, with the law firm
3 Diversity Law Group, P.C., am counsel of record for Plaintiff. I make this declaration on the basis of my
4 own personal knowledge, except as to those matters stated on information and belief and, as to those
5 matters, I believe them to be true. If called as a witness, I could testify competently as to the facts stated
6 in this declaration.

7 2. The Notice of Class Action Settlement (“Class Notice”) provided Class Members with
8 my office’s contact information, where they could further seek information regarding the class
9 settlement, leave questions for the Administrator, and update their address.

10 3. There were no objections to the amount of attorneys’ fees or litigation costs that Class
11 Counsel seek in this case and for which Plaintiff asks the Court for final approval.

12 4. Class Counsel engaged in extensive factual investigation before settling, including the
13 exchange of formal and informal discovery and class data. This allowed Plaintiff to conduct a full
14 damage analysis. The Agreement was the product of negotiation between highly able and experienced
15 attorneys on both sides who possessed the relevant data and extensive legal research which they had
16 carefully analyzed.

17 5. The settlement in the case at bar warrants approval and carries a presumption of fairness.
18 As previously noted in the application for Preliminary Approval, this current settlement was negotiated
19 at arm’s length. I support the settlement as fair, reasonable, and adequate, and in the best interest of the
20 Class Members as a whole.

21 6. My firm has a great deal of experience in wage and hour class action litigation and has
22 been approved as class counsel in a number of class actions.

23 7. I am one of the primary attorneys on this matter. My qualifications are as follows: I
24 received my J.D. from Arizona State University College of Law in 2003. During law school, I was a
25 summer associate at the law firm of Brobeck, Phleger & Harrison. I graduated cum laude from Arizona
26 State University College of Law in the top 10% of my class. While I was in law school, I was the
27 Associate Managing Editor of the Arizona State University College of Law, Law Journal. Upon
28 graduation, I practiced law as an associate at the Los Angeles County offices of Ogletree Deakins Nash

1 Smoak & Stewart, P.C., a national employment defense law firm that represents a significant number of
2 Fortune 500 companies, including wage and hour class actions.

3 8. My firm's primary focus is employment law. I have handled a number of wage and hour
4 matters including class actions and individual actions, on both plaintiff and defense sides. I have a
5 practice that encompasses cases throughout the State of California, including but not limited to the Los
6 Angeles Superior Courts, the Orange County Superior Courts, the San Francisco County Superior
7 Courts, the San Diego County Superior Courts, and the United States District Courts for the Central,
8 Eastern, Northern, and Southern Districts of California. I have been named as Class Counsel in a
9 number of class actions that have been granted final approval by the Superior Courts of Los Angeles
10 County, Orange County, San Francisco County, Alameda County, Contra Costa County, Monterey
11 County, San Bernardino County, Santa Clara County, Sonoma County, and the United States District
12 Court for the Central, Eastern, and Northern Districts of California.

13 9. My firm has incurred costs in the amount of \$12,882.84. The costs are all litigation
14 related costs, including filing fees and mediation fees. Attached hereto as **Exhibit A** is copy of the costs
15 my firm has incurred in connection with prosecution of this lawsuit.

16 10. To date, I have incurred approximately 80.6 hours in the prosecution of this matter, with
17 an hourly rate of \$800.00 per hour. I anticipate spending an additional 10.0 hours through final approval
18 and post-approval, including conferring with class members, defense counsel, and the administrator, as
19 well as appearing for the hearing of the Motion for Final Approval. The total lodestar for my hours will
20 be approximately \$72,480.00. Attached as **Exhibit B** is a summary of my hours and tasks on this matter.
21 Since at least 2020, I have been approved at an hourly rate of \$750.00 per hour by various Courts,
22 including this Court. Examples of these Courts include the following cases: *Hernandez v. Wells Fargo*
23 *Bank*, Santa Clara County Superior Court Case No. 16CV299319, *Carrillo v. New Balance Athletics,*
24 *Inc.*, Santa Clara County Superior Court Case No. 19CV352469; *Ramirez v. Walgreen Co.*, United
25 States District Court, Northern District of California Case No. 18-cv-03921-EJD, *Chavez v. Converse,*
26 *Inc.*, United States District Court, Northern District of California Case No. 15-cv-03746-NC; *Foster v.*
27 *Schindler Elevator Corporation*, Alameda County Superior Court Case No. RG19029640; *Foaad Hanna*
28 *v. Equinix, LLC*, Santa Clara County Superior Court Case No. 18CV339365; *Alicia Harris v. 24 Seven*

1 *LLC*, Los Angeles County Superior Court Case No. BC720144; *Mary Della Maggiora v. Watsonville*
2 *Community Hospital*, Santa Cruz County Superior Court Case No. 18CV00191; *Pittman v. Martinez*
3 *Steel Corporation*, San Bernardino County Superior Court Case No. CIVDS1823132; *Michael Randolph*
4 *v. Pacific Racing Association*, Alameda County Superior Court Case No. RG18908139; *Markham v.*
5 *Quik Stop Markets, Inc.*, Santa Clara Superior Court Case No. 19CV341582; *Siron v. Raypak, Inc.*,
6 Ventura Superior Court Case No. 56-2019-005279959-CU-OE-VTA; *Carter v. Kline Services, Inc.*, San
7 Bernardino Superior Court Case No. CIVDS1828867, and *Prexxie Pascual and Arturo Fonseca v.*
8 *Satellite Healthcare, Inc.*, Santa Clara Superior Court Case No. 19CV345211.

9 11. On October 26, 2022, Plaintiff uploaded the Order Granting Plaintiff's Motion for
10 Preliminary Approval of Class Action Settlement to the LWDA's website. Concurrent with the filing of
11 this motion, Plaintiff also has uploaded the final approval motion to the LWDA.

12 I declare under penalty of perjury under the laws of the State of California that the foregoing is
13 true and correct. Executed this 27th day of January 2023, at Los Angeles, California.

14 

15 _____
Larry W. Lee

EXHIBIT A

1/23/2023
5:08 PM

DIVERSITY LAW GROUP
Slip Listing

Page 1

Selection Criteria

Slip.Classification Open
Client (hand select) Include: Linaki, Fnu v. Genji Pacific L
Slip.Transaction Ty 2 - 2

Rate Info - identifies rate source and level

Slip ID		Timekeeper	Units	Rate	Slip Value
Dates and Time		Activity	DNB Time	Rate Info	
Posting Status		Client	Est. Time	Bill Status	
Description		Reference	Variance		
63817	EXP	Olympia	1	75.00	75.00
9/10/2020		Court fees			
WIP		Linaki, Fnu v. Genji Pacific L			
LWDA					
64165	EXP	Olympia	1	1451.00	1451.00
9/23/2020		Court fees			
WIP		Linaki, Fnu v. Genji Pacific L			
Alameda Fax Filing - Complaint					
64541	EXP	Olympia	1	6.90	6.90
9/30/2020		Postage			
WIP		Linaki, Fnu v. Genji Pacific L			
Postage					
64714	EXP	Olympia	1	99.54	99.54
10/7/2020		Atty Service			
WIP		Linaki, Fnu v. Genji Pacific L			
Attorney Service - Complaint Service					
64613	EXP	Olympia	1	3.00	3.00
10/21/2020		Court fees			
WIP		Linaki, Fnu v. Genji Pacific L			
Alameda Fax Filing - POS of Summons					
65031	EXP	Olympia	1	9.00	9.00
11/12/2020		Court fees			
WIP		Linaki, Fnu v. Genji Pacific L			
Alameda Fax Filing - Notice of Assignment					
65052	EXP	Olympia	1	9.00	9.00
11/17/2020		Court fees			
WIP		Linaki, Fnu v. Genji Pacific L			
Alameda Fax Filing - Notice of Assignment					
65127	EXP	Olympia	1	5.00	5.00
11/25/2020		Court fees			
WIP		Linaki, Fnu v. Genji Pacific L			
Alameda Fax Filing - CMS					

1/23/2023
5:08 PM

DIVERSITY LAW GROUP
Slip Listing

Page 2

Slip ID			Timekeeper	Units	Rate	Slip Value
Dates and Time			Activity	DNB Time	Rate Info	
Posting Status			Client	Est. Time	Bill Status	
Description			Reference	Variance		
65426	EXP		Olympia	24	0.25	6.00
11/30/2020			Photocopies			
WIP			Linaki, Fnu v. Genji Pacific L			
Photocopies						
65427	EXP		Olympia	1	2.95	2.95
11/30/2020			Postage			
WIP			Linaki, Fnu v. Genji Pacific L			
Postage						
66259	EXP	2/22/2021	Olympia	1	5.00	5.00
12/2/2020			Court fees			
WIP			Linaki, Fnu v. Genji Pacific L			
Alameda Fax Filing						
65262	EXP		Olympia	1	6.00	6.00
12/8/2020			Court fees			
WIP			Linaki, Fnu v. Genji Pacific L			
Alameda Fax Filing - Joint CMS						
65259	EXP		Olympia	1	10.00	10.00
12/9/2020			Court fees			
WIP			Linaki, Fnu v. Genji Pacific L			
Alameda Fax Filing - Notice of Reassignment						
65756	EXP		Olympia	28	0.25	7.00
12/31/2020			Photocopies			
WIP			Linaki, Fnu v. Genji Pacific L			
Photocopies						
65757	EXP		Olympia	1	2.30	2.30
12/31/2020			Postage			
WIP			Linaki, Fnu v. Genji Pacific L			
Postage						
66958	EXP		Erika Mejia	1	6.00	6.00
4/13/2021			Court fees			
WIP			Linaki, Fnu v. Genji Pacific L			
Alameda Fax Filing - Joint CMS						
70180	EXP		Olympia	1	10450.00	10450.00
12/29/2021			Arbitrators			
WIP			Linaki, Fnu v. Genji Pacific L			
JAMS Mediation						
71000	EXP		Olympia	1	81.15	81.15
2/1/2022			Atty Service			
WIP			Linaki, Fnu v. Genji Pacific L			
Attorney Service - Joint Stip for Leave to file						
FAC						

1/23/2023
5:08 PM

DIVERSITY LAW GROUP
Slip Listing

Page 3

Slip ID Dates and Time Posting Status Description	Timekeeper Activity Client Reference	Units DNB Time Est. Time Variance	Rate Rate Info Bill Status	Slip Value
71102 EXP 2/9/2022 WIP ACE E Filing - NOE	Linda Lee Court fees Linaki, Fnu v. Genji Pacific L	1	9.05	9.05
72827 EXP 8/24/2022 WIP Alameda Superior Court MPA Reservation	Olympia Court fees Linaki, Fnu v. Genji Pacific L	1	1.00	1.00
72834 EXP 8/24/2022 WIP ACE E Filing - Stip and Order to Cont CMC	Erika Mejia Court fees Linaki, Fnu v. Genji Pacific L	1	37.45	37.45
72898 EXP 9/7/2022 WIP ACE E Filing - NOE	Erika Mejia Court fees Linaki, Fnu v. Genji Pacific L	1	16.85	16.85
72927 EXP 9/12/2022 WIP ACE E Filing - MPA	Erika Mejia Court fees Linaki, Fnu v. Genji Pacific L	1	78.65	78.65
73423 EXP 10/26/2022 WIP Online MPA Order	Olympia Online researc Linaki, Fnu v. Genji Pacific L	1	5.00	5.00
74252 EXP 1/23/2023 WIP WIP Fees	Olympia Court fees Linaki, Fnu v. Genji Pacific L	1	500.00	500.00
Grand Total	Billable Unbillable Total	0.00 0.00 0.00		12882.84 0.00 12882.84

EXHIBIT B

**Time and Task Summary
for Linaki v. Genji Pacific, LLC
Larry W. Lee**

Description of Work	Hours
Review client documents and background information; confer with co-counsel re claims to be filed	5.6
Draft PAGA letter; review and revise class and PAGA complaints	8.9
Review and revise CMC statements; review notices re same; confer with counsel re same	4.6
Review discovery propounded by Defendant; review and revise responses to same; meet and confer with Defendant re same	8.7
Review and revise first set of written discovery to Defendant; review Defendant's responses to same; review Defendant's document production; meet and confer re same	12.1
Confer with counsel re mediation and data needed for mediation; review class member data for mediation	5.7
Review and revise mediation brief; attend mediation	13.3
Review and revise MOU	2.6
Review and revise long form settlement agreement; confer with counsel re changes to same	6.2
Review and revise Motion for Preliminary Approval and supporting documents	4.3
Confer with class members re settlement issues	4.4
Review and revise Motion for Final Approval and supporting documents	4.2
TOTAL	80.6