

Orlando Villalba (SBN 232165)
Orlando.Villalba@capstonelawyers.com
Helga Hakimi (SBN 257381)
Helga.Hakimi@capstonelawyers.com
Joseph Parsons (SBN 340074)
Joey.Parsons@capstonelawyers.com
Capstone Law APC
1875 Century Park East, Suite 1000
Los Angeles, California 90067
Telephone: (310) 556-4811
Facsimile: (310) 943-0396

Attorneys for Plaintiffs Daniela Garibay
[Additional attorneys listed in next page]

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN BERNARDINO**

DANIELA GARIBAY, individually, and on
behalf of other members of the general public
similarly situated,

Plaintiff,

vs.

PACIFIC STEEL GROUP, a California
corporation; and DOES 1 through 10,
inclusive,

Defendants.

Case No. CIVDS2011129

**DECLARATION OF DARREN
MORRIS IN SUPPORT OF MOTION
FOR FINAL APPROVAL OF CLASS
ACTION SETTLEMENT**

[Assigned to the Honorable Christian
Towns in Dept. S26]

Date: April 22, 2025
Time: 8:30 a.m.
Location: S26

ADDITIONAL ATTORNEYS

Larry W. Lee (State Bar No. 228175)
DIVERSITY LAW GROUP, P.C.
515 S. Figueroa St., Suite 1250
Los Angeles, California 90071
(213) 488-6555
(213) 488-6554 facsimile

William L. Marder, Esq. (CBN 170131)
Polaris Law Group LLP
501 San Benito Street, Suite 200
Hollister, CA 95023
Tel: (831) 531-4214
Fax: (831) 634-0333

Dennis S. Hyun (State Bar No. 224240)
HYUN LEGAL, APC
515 S. Figueroa St., Suite 1250
Los Angeles, California 90071
(213) 488-6555
(213) 488-6554 facsimile

Edward W. Choi, Esq. SBN 211334
LAW OFFICES OF CHOI & ASSOCIATES
515 S. Figueroa St., Suite 1250
Los Angeles, CA 90071
Telephone: (213) 381-1515
Facsimile: (213) 465-4885
Email: edward.choi@choiandassociates.com

I, Darren Morris, hereby declare and state as follows:

1. I am an individual over the age of 18 year and the named Plaintiff in the above-captioned matter. I have personal knowledge of the facts contained in this declaration, and if called as a witness, could and would testify as to their accuracy.

2. I was formerly employed by Defendant PACIFIC STEEL GROUP (“Defendant”) as a non-exempt hourly employee in Wasco, California. I was hired by Defendant on in or around February 2019, and was terminated from employment on May 21, 2020.

3. This declaration is submitted in support of Plaintiff’s Motion for Preliminary Approval of Class Action Settlement and for my class service award for \$10,000.00.

4. During my employment with Defendant, I was not provided with compliant meal periods due to understaffing and a failure to schedule meal periods for employees which resulted in late first meals and missed second meal breaks. Additionally, I was not paid premiums for these non-compliant meal breaks. Similarly, I was required to stay on premises during my rest periods and not allowed to leave the job site.

5. Prior to my employment with Defendant, I had to undergo physical examinations and drug testing, but was not reimbursed for the travel costs associated with Defendant’s drug testing/physical examination requirement.

6. During my employment, I did not utilize a time clock, but recorded my scheduled hours instead of actual hours worked. I also had to spend time before the shift to prepare tools, attend stretching and safety meetings before my scheduled start time. I believe my hours were rounded down due to the foregoing.

7. I do not believe I have any interests that are adverse to the other employees that are part of this settlement.

8. I have not previously been a named plaintiff in any other class action or PAGA cases, other than this case.

9. I understand that the filing of this action was a matter of public record and that this was being prosecuted on a representative basis. I understand that a representative action would take longer in litigation than an individual action and undertook such risks. I have not

10. During the course of this litigation, I have always made myself available to answer questions, gather and provide documents, respond to written discovery, review and execute the settlement agreement and this declaration. I will continue to make myself available to review any other documents needed to bring this matter to conclusion. I estimate that I have spent 40 hours in the prosecution of this action.

11. As part of the Settlement Agreement, I understand that I will be providing a general release of my own individual claims, something that the Settlement Class Members did not have to do.

12. I am proud of the result and accomplishment of this lawsuit. I feel that it is a positive accomplishment and understand that other people will benefit because of the actions that I have taken.

13. I understand that I could have been liable for Defendant's legal costs had Defendant prevailed. I also understand that this lawsuit was filed in the public court records, which may affect my ability to obtain future employment.

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

Executed on March 19, 2025, at Bakersfield, California.

Signed by:

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25
- 26
- 27
- 28

2

3
4

7

5
6
7

8
9
10
11
12

13

14
15
16
17

18
19
20

21
22
23
24

25
26
27

William L. Marder
bill@polarislawgroup.com
Polaris Law Group
501 San Benito Street, Suite 200
Hollister, CA 95023

Attorneys for Plaintiffs Brandon Gay, Israil Berber, and Darren Morris

☐ **BY MAIL (ENCLOSED IN A SEALED ENVELOPE):** I deposited the envelope(s) for mailing in the ordinary course of business at Los Angeles, California. I am “readily familiar” with this firm’s practice of collection and processing correspondence for mailing. Under that practice, sealed envelopes are deposited with the U.S. Postal Service that same day in the ordinary course of business with postage thereon fully prepaid at Los Angeles, California.

☒ **BY E-MAIL:** I hereby certify that this document was served from Los Angeles, California, by e-mail delivery on the parties listed herein at their most recent known e-mail address or e-mail of record in this action.

☐ **BY PERSONAL SERVICE:** I delivered the document, enclosed in a sealed envelope, by hand to the offices of the addressee(s) named herein.

☐ **BY ELECTRONIC SERVICE:** I caused the document(s) to be transmitted electronically via One Legal eService to the individuals listed above, as they exist on that database. This will constitute service of the document(s).

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

Executed this **March 28, 2025**, at Los Angeles, California.

Stacy Winberg
Type or Print Name

/s/ *Stacy Winberg*
Signature