

Edwin Aiwazian (SBN 232943)
Arby Aiwazian (SBN 269827)
Joanna Ghosh (SBN 272479)
LAWYERS for JUSTICE, PC
410 West Arden Avenue, Suite 203
Glendale, California 91203
Tel: (818) 265-1020 / Fax: (818) 265-1021

Attorneys for Plaintiff Yanet Garcia and Proposed Plaintiff Austin Wilder

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

YANET GARCIA, individually, and on
behalf of other members of the general public
similarly situated;

Plaintiff,

vs.

JOHNSON MATTHEY, INC., an unknown
business entity; and DOES 1 through 100,
inclusive,

Defendants.

Case No.: 2019-00003740-CU-OE-CTL

Honorable Eddie C. Sturgeon
Department C-67

CLASS ACTION

**DECLARATION OF AUSTIN WILDER IN
SUPPORT OF PLAINTIFFS' MOTION
FOR PRELIMINARY APPROVAL OF
CLASS ACTION SETTLEMENT**

[Plaintiffs' Motion for Preliminary Approval of
Class Action Settlement; Declaration of
Proposed Class Counsel (Edwin Aiwazian);
Declaration of Proposed Class Representative
(Yanet Garcia); and [Proposed] Order filed
concurrently herewith]

Date: November 20, 2020
Time: 1:30 p.m.
Department: C-67

Complaint Filed: January 18, 2019
Trial Date: None Set

DECLARATION OF AUSTIN WILDER

I, **Austin Wilder**, hereby declare as follows:

1. I am over 18 years of age and a resident of California. I am one of the named plaintiffs in the above-captioned case. I have personal knowledge of the facts and statements set forth in this declaration, and if called upon to testify, I could and would competently testify thereto.

2. I was employed by Defendant Johnson Matthey, Inc. ("Johnson Matthey") in an hourly-paid, non-exempt position from approximately August 2009 to June 2020. I decided to seek legal advice about my work experiences with Johnson Matthey and about pursuing my grievances. I contacted Lawyers *for* Justice, PC and spoke with attorneys there. I wanted to do whatever I could to make sure Johnson Matthey paid me and other employees what was owed to us for all hours worked and non-compliant meal and rest breaks. After speaking with the attorneys, I investigated complex wage-and-hour lawsuits on my own and did some research into the leading class action and employment law firms in California for approximately 8 hours. Thereafter, I consulted with the attorneys at Lawyers *for* Justice, PC for 4 hours to discuss my situation, complex wage-and-hour class actions and representative actions under the Private Attorneys General Act ("PAGA") in general, and what it meant to be added to the case as a named plaintiff, class representative, and PAGA representative.

3. I have spent over 8 hours meeting and corresponding with my attorneys and fulfilling my responsibilities as a class and PAGA representative in this case, which included gathering documents concerning my employment with Johnson Matthey, including my employment records, reviewing documents with my attorneys, answering their questions, and answering questions and providing guidance regarding the work performed by other non-exempt employees. I frequently checked in with my attorneys and their staff to make sure that they had my most current information and any additional information that I had obtained.

4. Throughout my involvement in the case, I was available to answer any questions my attorneys had, and available to speak and meet with them whenever they needed me. I responded to my attorneys as quickly as possible and gave them as much information and

1 identified as many documents as I could. I spent at least 11 additional hours speaking with my
2 attorneys about the case, identifying potential witnesses, providing my attorneys with documents
3 and information concerning the case, and also describing policies, practices, and procedures of
4 Johnson Matthey.

5 5. As far as the settlement is concerned, I was available to review documents and
6 answer any questions my attorneys had. I spent about 4 hours reviewing the settlement
7 documents and about 3 hours asking questions and discussing the potential settlement with my
8 attorneys before signing the settlement papers.

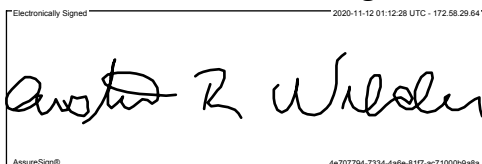
9 6. I believe that I have done everything that my attorneys have asked of me and have
10 tried, to the best of my ability, to represent the class. I think my efforts helped to get the result
11 obtained in this case, and as a class and PAGA representative, I respectfully request that the
12 Court award me an enhancement payment in the amount of \$10,000.00 for my active
13 participation in this case. Taking into consideration the time that I have dedicated to this case, I
14 believe that this amount is reasonable.

15 7. I am not related to anyone associated with Lawyers *for* Justice, PC.

16 8. I have not entered into any undisclosed agreements, nor have I received any
17 undisclosed compensation in this case. The only compensation I will receive is whatever amount
18 the Court awards as an enhancement payment, as well as my share of the settlement fund as a
19 class member.

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

22 Executed on November 11, 2020, at San Diego, California.

23 The image shows a rectangular box containing a handwritten signature in black ink. The signature appears to be 'Austin R. Wilder'. Above the signature, the text 'Electronically Signed' is visible. To the right of the signature, the date and time '2020-11-12 01:12:28 UTC - 172.58.29.64' are printed. Below the signature, the text 'AssureSign®' and a long alphanumeric string '4e707794-7334-4a6e-81f7-ac710009a8a0' are visible.

24 Austin Wilder