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**SUPERIOR COURT OF STATE OF CALIFORNIA
FOR THE COUNTY OF ORANGE –CIVIL COMPLEX CENTER**

ANAYELI GUTIERREZ, as an individual and
on behalf of other similarly situated employees,

Plaintiff,

vs.

H MART BUENA PARK, LLC, a California
corporation, and DOES 1-50, inclusive,

Case No.: 30-2021-01183505-CU-OE-CXC

Assigned for all purposes to Honorable Judge
Randal J. Sherman, Dept. CX-105

**DECLARATION OF ANAYELI
GUTIERREZ IN SUPPORT OF MOTION
FOR ORDER APPROVING
SETTLEMENT UNDER CALIFORNIA
LABOR CODE SECTION 2699 ET SEQ**

Case filed: February 9, 2021
Trial date: TBD

**DECLARATION OF ANAYELI GUTIERREZ IN SUPPORT OF MOTION FOR
ORDER APPROVING SETTLEMENT UNDER CALIFORNIA LABOR CODE
SECTION 2699 ET SEQ**

1 I, Anayeli Gutierrez, declare as follows:

2 1. I currently reside in California. I am over the age of eighteen and have personal
3 knowledge of everything stated below and could competently testify to these facts if sworn.

4 2. I submit this Declaration in support of the motion for approval of private attorney general
5 action claims and enhancement fee.

6 3. I worked for H Mart Buena Park, LLC., ("Defendant"). I worked for H Mart Buena Park,
7 LLC as an hourly worker. While working for H Mart I worked very hard and felt that I was not
8 being treated like a valued worker. After my employment ended with H Mart, I determined that I
9 would attempt to effectuate a change in H Mart's practices and policies through a representative
10 action under the Private Attorney General Act. After consulting with a law firm, I decided to file
11 a representative action claim against H Mart. I would consider myself a lower wage hourly
12 worker but despite this I still decided to take the risk of filing this representative action and risk
13 losing this case that could have exposed myself and my family to certain attorneys' fees and
14 costs incurred by H Mart. However, my passion to vindicate the rights of my coworkers
15 outweighed the risk exposure to myself and my family as I believed that my co-workers deserved
16 to be treated fairly in the eyes of the law.

17 4. Throughout this case, I was required to take a full day deposition, appear at my
18 attorneys' office, answering questions during several interviews by my attorney and his staff
19 either in person or via telephone related to the case, and locating and submitting documents to
20 my attorney in support of the claims.

21 5. Throughout this litigation, I made myself available for a full-day mediation. This
22 mediation ended with a mediator's proposal. During the mediation, I remained involved and
23 provided information and details about H Mart's practices and policies in support of the
24 representative action claims so that the claims could be maximized for the aggrieved employees.
25 I also made myself available to complete the settlement agreement and finalize the terms of the
26 settlement agreement and execute the settlement agreement.
27
28

**DECLARATION OF ANAYELI GUTIERREZ IN SUPPORT OF MOTION FOR ORDER
APPROVING SETTLEMENT UNDER CALIFORNIA LABOR CODE SECTION 2699
ET SEQ**

6. In this litigation, I was committed throughout the entire process to ensure that the private attorney general act members were treated fairly. I would estimate that I devoted approximately 40 hours to the prosecution and resolution of these claims.

I declare under the penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on July 20, 2022 in California.


Anayeli Gutierrez (Jul 20, 2022 16:30 PDT)

Anayeli Gutierrez, Declarant

Declaration of Anayeli Gutierrez in Support of Motion for PAGA Approval

Final Audit Report

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