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Attorneys for Plaintiff Flora Candelaria Alvarez and the Class
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**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SACRAMENTO**

In re: Healthnet/Centene cases

Case No.: JCCP 5229

Coordinated Actions:

**DECLARATION OF MAX W. GAVRON IN
SUPPORT OF PLAINTIFF'S MOTION FOR
PRELIMINARY APPROVAL OF CLASS
ACTION SETTLEMENT**

Flora Candelaria Alvarez, et. al. v. Health
Net of California Inc.
34-2020-00289192; Sacramento Superior
Court

Date: December 2, 2022
Time: 9:00 A.M.
Dept.: 25

Ariana Carranza, et. al. v. Health Net of
California, Inc.; Centene Corporation
20STCV14774; Los Angeles Superior
Court

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I, Max W. Gavron, declare as follows:

1. I am an attorney at law, duly licensed to practice before all Courts in the State of California, and am with the law firm Diversity Law Group, counsel of record for Plaintiff Flora Candelaria Alvarez (“Plaintiff”). I have personal knowledge of the facts set forth below and if called to testify I could and would do so competently.

2. From the inception of the case, Class Counsel has zealously represented the interests of the Class. I have spent significant time researching and pursuing the claims that have been alleged in this action. I have no conflict with the Class.

3. Both Class Counsel and defense counsel have a great deal of experience in wage and hour class action litigation. Class Counsel has been approved as class counsel on a number of prior cases, have litigated numerous other class action cases, and are competent to represent the Class.

4. I was retained based upon a contingency fee arrangement wherein Plaintiff's counsel agreed to advance all costs and receive no fee unless a recovery was accomplished. Specifically, had Plaintiff failed to prevail on this case, counsel for Plaintiff would have spent a significant amount of time, money and other resources without any benefit or return. In addition, had Plaintiff also failed to prevail in the present case, Defendant would have been able to seek costs in connection with their defense of the case.

5. Class Counsel has a great deal of experience in wage and hour class action litigation and has been approved as class counsel in a number of class actions. My co-counsel and I can and will adequately represent the Class Members in this action. I have no conflicts with the Class and will adequately represent the Class.

6. I have spent significant time researching and pursuing the claims that have been alleged in this action. Based on my review of all the information, and based on my experience in class action litigation, I believe this settlement to be fair, adequate, and reasonable.

7. I am one of the primary attorneys on this matter. My qualifications are as follows:
I received a full-tuition scholarship, and graduated from Southwestern Law School in 2013,

1 magna cum laude. I was in the top 5% of my class. During my time at Southwestern, I was a
2 Notes and Comments Editor on the Southwestern Law Review. I also received awards for
3 achieving the highest grade in my class in several courses. In 2012, I was a full-time extern, at
4 the United States District Court for the Central District. Immediately after law school, I taught
5 several courses at Southwestern, including Principles of Legal Analysis and Legal Methods. I
6 taught those courses for approximately four years.

7 8. I practiced civil litigation at Haight Brown & Bonesteel LLP from approximately
8 September 2013, through January 2016. I was third-chair in a federal court jury trial that resulted
9 in a defense verdict in our client's favor on a \$21 million commercial breach of contract dispute.
10 I also regularly litigated cases across the civil litigation spectrum, including employment matters.

11 9. From February 2016, through Fall 2017, I practiced at the international law firm
12 of Arnold & Porter, which had recently merged with Kaye Scholer, LLP. I defended Fortune 50
13 companies in Multi-District Litigation primarily in the product liability sphere. I also
14 successfully drafted an appellate brief in the Ninth Circuit resulting in the reversal of a summary
15 judgment decision regarding trade secret issues, in addition to working in several other practice
16 groups.

17 10. From September 2017, through September 2018, I served as a law clerk to a
18 Judge sitting on the United States District Court, Central District of California. I regularly
19 prepared bench memoranda, on cases involving all types of civil litigation, including regularly
20 working on wage and hour class actions.

21 11. I am currently an associate at the law firm Diversity Law Group, P.C., an
22 employment law firm that has handled numerous wage and hour class and individual actions, on
23 both plaintiff and defense sides. My current practice focuses on employment matters involving
24 both class actions, and single plaintiffs. The firm currently has cases in the Los Angeles Superior
25 Courts, the Orange County Superior Courts, the San Diego County Superior Courts, and the
26 United States District Courts for the Central, Northern, and Eastern Districts of California. I am
27 currently handling, or have handled, numerous wage and hour class action lawsuits with the firm,
28 including, but not limited to: *Agar v. Sensient Natural Ingredients, LLC* (Case No. CV-19-

001906, Stanislaus County Superior Court); *Cunningham, et al. v. Diverse Business Solutions* (Case No. CIVDS1817095, San Bernardino County Superior Court); *Heredia v. Eddie Bauer LLC* (Case No. 16CV300475, United States District Court, Northern District of California); *Parsons v. Estenson Logistics, LLC* (Case No. 34-2019-00252929, Sacramento County Superior Court); and *Coronel v. Pinnacle Agriculture* (Case No. 18CV004287, Monterey County Superior Court).

12. On June 14, 2019, I argued two related cases in front of the Ninth Circuit Court of Appeals. One of them was *Rodriguez v Nike Retail Service Inc.*, Case No. 17-16866. On June 28, 2019, the Ninth Circuit issued a published decision, reversing and remanding in favor of our clients. *Rodriguez v. Nike Retail Servs., Inc.*, 928 F.3d 810 (9th Cir. 2019).

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

Executed on this November 4, 2022, at Los Angeles, California.


Max W. Gavron

1 **PROOF OF SERVICE**

2 STATE OF CALIFORNIA)
3) ss.
4 COUNTY OF LOS ANGELES)

5 I am employed in the County of Los Angeles, State of California. I am over the
6 age of 18 and not a party to the within action. My business address is 31365 Oak Crest
Drive, Suite 240, Westlake Village, CA 91361.

7 On November 7, 2022, I served the foregoing document described as:

- 8 **1) PLAINTIFFS' NOTICE OF MOTION AND MOTION FOR PRELIMINARY**
9 **APPROVAL OF CLASS AND REPRESENTATIVE ACTION SETTLEMENT;**
10 **MEMORANDUM OF POINTS AND AUTHORITIES**
11 **2) DECLARATION OF MARCUS J. BRADLEY IN SUPPORT**
12 **3) DECLARATION OF MAX W. GAVRON IN SUPPORT**
13 **4) DECLARATION OF LARRY W. LEE IN SUPPORT**
14 **5) DECLARATION OF WILLIAM L. MARDER IN SUPPORT**
15 **6) DECLARATION OF PLAINTIFF FLORA CANDELARIA IN SUPPORT**
16 **7) DECLARATION OF PLAINTIFF ARIANA CARRANZA IN SUPPORT**
17 **8) DECLARATION OF SEAN HARTRANFT RE: QUALIFICATIONS OF ILYM GROUP,**
18 **INC. AND SETTLEMENT ADMINISTRATOR**
19 **9) [PROPOSED] ORDER GRANTING PRELIMINARY APPROVAL OF CLASS AND**
20 **REPRESENTATIVE ACTION SETTLEMENT**

21 on all interested parties in said action:

22 **SEE ATTACHED SERVICE LIST**

23 [X] **(VIA US MAIL)** I caused such envelope(s) to be deposited in the mail at Westlake
24 Village, California with postage thereon fully prepaid. I am "readily familiar" with the
25 firm's practice of collection and processing correspondence for mailing. It is deposited
26 with the U.S. Postal Service on that same day in the ordinary course of business. I am
27 aware that on motion of party served, service is presumed invalid if postal cancellation
28 date or postage meter date is more than one day after date of deposit for mailing in
affidavit.

[X] **(VIA ELECTRONIC MAIL)** I delivered the aforementioned document (s) by
electronic mail to the parties' email addresses as they are known to me on the attached
Service List. My email address is sboucher@bradleygrombacher.com. I did not receive,
within a reasonable period of time, any indication that the transmission was not
successful.

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

Executed on November 7, 2022 at Westlake Village, California.



Suzette Boucher

**Healthnet/Centene Cases
Sacramento Superior Court
Coordination Proceeding JCCP No. 5225**

Mailing List

(Via Electronic Mail Only) Steven S. Groode, Esq. Barbara A. Blackburn, Esq. Nathaniel H. Jenkins, Esq. Masada, Chopi, Esq. LITTLER MENDELSON 500 Capitol Mall, Suite 2000 Sacramento, CA 95814 SGroode@littler.com BBlackburn@littler.com NJenkins@littler.com SMasada@littler.com	Attorney for Defendants, HEALTH NET OF CALIFORNIA, INC. and CENTENE CORPORATION
(Via Electronic Mail Only) Max W. Gavron, Esq. Larry W. Lee, Esq. DIVERSITY LAW GROUP, P.C. 515 S. Figueroa Street, Suite 1250 Los Angeles, CA 90071 mgavron@diversitylaw.com lwlee@diversitylaw.com William L. Marder , Esq. POLARIS LAW GROUP 501 San Benito Street, Suite 200 Hollister, CA 95023 Tel: (831) 531-4214 Fax: (831) 634-0333 bill@polarislawgroup.co	Attorneys for Plaintiff FLORA CENDELARIA ALVAREZ
(Via U.S. Mail Only) Chair, Judicial Council of California Administrative Office of The Courts Attn: Office of Appellate Court Services (Civil Case Coordination) 455 Golden Gate Avenue, 5th Floor San Francisco, CA 94102-3688	
(Via U.S. Mail Only) The Honorable Jill H. Talley Superior Court of California, County of Sacramento 720 Ninth Street, Dept. 25 Sacramento, CA 95814	