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Attorneys for Plaintiff Diana Foy and Raymond Ybarra, individually,  
and on behalf of all others similarly situated.  
*[Additional Counsel on Following Page].*

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

DIANA FOY; RAYMOND YBARRA,  
individually and on behalf of all others  
similarly situated,

Plaintiffs,

vs.

EXEL INC., dba DHL SUPPLY CHAIN;  
and DOES 1 through 20, inclusive,

Defendants.

Case No. BCV-20-102463

*Assigned for All Purposes to:  
Hon. Bernard C. Barmann, Jr.  
Dept. 10*

**DECLARATION OF DIANA FOY IN  
SUPPORT OF MOTION FOR APPROVAL OF  
PRIVATE ATTORNEYS GENERAL ACT  
REPRESENTATIVE ACTION SETTLEMENT**

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Attorneys for Plaintiff Raymond Harris, individually,  
and on behalf of all others similarly situated.

1 I, Diana Foy, declare as follows:

2 1. I have personal knowledge of the facts set forth herein and if called upon to testify, I  
3 could and would do so competently under oath.

4 2. I make this declaration in support of my Motion for Approval of Private Attorneys  
5 General Act Representative Action Settlement.

6 3. I worked for Exel, Inc. dba DHL Supply Chain ("Defendant") as a non-exempt  
7 employee.

8 4. Through my attorneys, I filed this action on October 21, 2020, on behalf of myself and  
9 all other non-exempt employees of Defendant.

10 5. With respect to the work I performed on the case, I participated in many conversations  
11 with my attorneys, gathered and reviewed documents, and provided information related to my  
12 working conditions and Defendant's company structure and operations. Throughout the course of this  
13 case, I contacted my attorneys regularly for updates on the status of the case.

14 6. For mediation, I assisted my attorneys in preparation and strategy. I spoke with my  
15 attorneys about the status of the case, its strengths and weaknesses and believed that I assisted them  
16 in evaluating the claims and the potential damages for use at that mediation.

17 7. After mediation, I reviewed the settlement agreement and discussed the terms with my  
18 attorneys. Based on my review of the settlement terms, conversations with my attorneys, and my  
19 understanding of Defendant's operations, I believe the settlement in the case is fair and adequate and  
20 in the best interest of the employees covered by the settlement.

21 8. Overall, I dedicated approximately 34 hours pursue the PAGA representative claims  
22 in this lawsuit.

23 9. When I decided to become involved in this lawsuit as a PAGA representative, I chose  
24 to do so instead of pursuing my own claims in arbitration. I also understood that I might be responsible  
25 for some or all of Defendant's legal costs if the case was not successfully concluded. Even with  
26 knowledge of these risks, I was willing to go forward and to act on behalf of the State and aggrieved  
27 employees, but I was nervous about losing and having a judgment filed against me for costs, or losing  
28 job opportunities in the future.

1 I declare under penalty of perjury under the laws of the State of California that the foregoing  
2 is true and correct and that this declaration was executed on 02-04-22, 2022 in  
3 city \_\_\_\_\_, California.

4  
5 DocuSigned by:  
6 *Diana Foy*  
7 \_\_\_\_\_  
8 Diana Foy 825F647BD343457...