

Larry W. Lee (State Bar No. 228175)
Mai Tulyathan (State Bar No. 316704)
DIVERSITY LAW GROUP, P.C.
515 S. Figueroa St., Suite 1250
Los Angeles, CA 90071
(213) 488-6555
(213) 488-6554 facsimile

William L. Marder (State Bar No. 170131)
Polaris Law Group
501 San Benito Street, Suite 200
Hollister, CA 95023
(831) 531-4214
(831) 634-0333 facsimile

Attorneys for Plaintiff, the Class, and Aggrieved Employees

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

JOSE CABALO, as an individual and on
behalf of all others similarly situated,

Plaintiff,

vs.

JONES LANG LASALLE AMERICAS,
INC., a Maryland corporation; and DOES
1 through 50, inclusive,

Defendants.

Case No.: 37-2020-00044322-CU-OE-CTL

(Assigned to the Hon. Ronald F. Frazier, Dept. C-65)

**DECLARATION OF PLAINTIFF JOSE
CABALO IN SUPPORT OF PLAINTIFF'S
MOTION FOR PRELIMINARY APPROVAL
OF CLASS ACTION SETTLEMENT**

Date: July 29, 2022

Time: 8:30 a.m.

Dept.: C-65

Complaint Filed: December 3, 2020

DECLARATION OF JOSE CABALO

I, Jose Cabalo, hereby declare and state as follows:

1. I am an individual over the age of 18. I am the named plaintiff in the above-reference action. I have personal knowledge of the facts set forth below and if called to testify I could and would do so competently.

2. I was employed by Defendant Jones Lang LaSalle Americas, Inc. ("Defendant") as a custodial supervisor from about August 1, 2017. I worked as a non-exempt, hourly employee until my termination on or about October 27, 2020.

3. During my employment, I regularly worked overtime and double time hours. I also regularly received non-discretionary pay such as shift differentials such as "Shift @3%/HR." During weeks when I worked overtime and/or double time and received non-discretionary pay, the overtime and double time wages were paid at my base rate of pay instead of the correct, higher regular rate of pay. As such, I am owed additional wages.

4. Similarly, when I received sick pay, the wages were also paid at my base rate of pay instead of the correct, higher regular rate of pay. I am owed additional sick pay wages as well.

5. I did not receive all wages owed to me at the end of my employment.

6. Given the underpayment of wages, the wage statements issued by Defendant did not identify the correct overtime and double time wage rates of pay, sick pay wage rates of pay, gross wages earned, and net wages earned.

7. I understand that this action was brought on behalf of all other employees in the State of California, and that I am acting as a representative for the Class. As the Class Representative, I understand that it is my responsibility to act in the best interests of the Class and not my own. I agree that I will not put my own interests ahead of that of the Class, and that I will not settle out my class and PAGA claims as alleged in the Complaint separately or independently from the Class. Moreover, I am not aware of any conflicts that exist between my interests and the interests of the Class that would impair or affect my ability to serve as representative for the Class.

