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Attorneys for Plaintiff and the Class

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF ALAMEDA

CELIA STEWART, as an individual and on behalf
of all others similarly situated, and as a private
attorney general;

Plaintiff,

vs.

RITCHIE BROS AUCTIONEERS (AMERICA)
INC., a Washington corporation; RITCHIE BROS
AUCTIONEERS INC., a Washington corporation
upon information and belief, and DOES 1 through
50, inclusive,

Defendants.

Case No. RG21086650

[Hon. Evelio Grillo, Department 21]

**DECLARATION OF CELIA STEWART IN
SUPPORT OF PLAINTIFF'S MOTION FOR
PRELIMINARY APPROVAL OF CLASS
ACTION SETTLEMENT**

Date: September 27, 2022
Time: 10:00 a.m.
Department: 21

Reservation ID: 411935024554

Complaint Filed: January 25, 2021

1 I, Celia Stewart, declare as follows:

2 1. I am an individual over the age of 18. I am the named plaintiff in the above-reference
3 action. I have personal knowledge of the facts set forth below, except as to those matters stated on
4 information and belief and, as to those matters, I believe them to be true. If called as a witness, I could
5 testify competently as to the matters stated in this declaration.

6 2. In or about August 2016 I began working for Ritchie Bros. Auctioneers (America) Inc.
7 and worked in California for 30 or more days within a year. Until my employment as a title coordinator
8 ended in or about December of 2020, I was paid on an hourly basis as a non-exempt employee and also
9 earned profit-sharing pay. I am informed and believe that I was underpaid sick pay wages and overtime
10 wages and was not provided with accurate itemized wage statements.

11 3. I have taken all necessary steps to represent the interests of the Class, including by
12 providing information and documents to my counsel, discussing the claims and lawsuit with my counsel,
13 and answering any questions that have come up, including about how I was paid or what my wage
14 statements show or meant. I understand that I am responsible to the Class with respect to trying the case,
15 appearing in court, and working with Class Counsel. I am willing to act as a fiduciary for the Class. I
16 remain willing to devote my time to this lawsuit for the benefit of the Class. I do not believe I have any
17 interests that are adverse to the interests of the Class. I also am unaware of any such issues having been
18 raised or presented by anyone else.

19 4. I believe many employees would not sue their employer out of fear. I took on risks by
20 bringing this lawsuit, and I understand that other people will benefit because of the actions that I have
21 taken. I feel that it is a positive accomplishment, am proud of the result, and believe that the class
22 settlement is fair, adequate, and reasonable.

23 I declare under penalty of perjury under the laws of the State of California that the foregoing is
24 true and correct. Executed this 31st day of August 2022, at Livermore, California.

25 DocuSigned by:

26 

27 525DB17D8A414F8...

28 Celia Stewart