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17 Attorneys for Plaintiff and the Class

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19 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
20 **FOR THE COUNTY OF SACRAMENTO**

21 JAMIE ELLSWORTH, as an individual and on
22 behalf of all others similarly situated,

23 Plaintiff,

24 vs.

25 LECLAIR FITNESS II, LLC, a California
26 limited liability company; LECLAIR
27 FITNESS III, LLC, a California limited
28 liability company; LECLAIR FITNESS IV,
LLC, a California limited liability company;
and DOES 1 through 50, inclusive,

Defendants.

Case No.: 34-2021-00295114-CU-OE-GDS

**DECLARATION OF KELSEY A.
WEBBER IN SUPPORT OF
PLAINTIFF'S MOTION FOR FINAL
APPROVAL OF CLASS AND
REPRESENTATIVE ACTION
SETTLEMENT**

Date: September 20, 2022

Time: 9:00 a.m.

Dept.: 54

Reservation #: 2658341

Complaint Filed: February 23, 2021

FAC Filed: May 6, 2022

Trial Date: None

KELSEY A. WEBBER

I, Kelsey A. Webber, 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 Webber Law Group, counsel of record for Plaintiff Jamie Ellsworth ("Plaintiff"). I have personal knowledge of the facts set forth below and if called to testify I could and would do so competently.

2. I am one of the primary attorneys on this matter. As detailed in the motion for preliminary approval, the Joint Stipulation of Class Action and PAGA Settlement and Release ("Settlement Agreement") was the product of negotiation between highly able and experienced attorneys on both sides who possessed the relevant data and extensive legal research which they had carefully analyzed. Class Counsel engaged in extensive factual investigation before settling, including exchanging informal discovery and reviewing class data and other information relevant to valuing this case. I support the settlement as fair, reasonable, and adequate, and in the best interest of the Class Members as a whole.

3. I have been approved as class counsel in other wage/hour class actions that have been granted class certification and final approval.

4. My qualifications are as follows: I graduated from Georgetown University Law Center in 2014 and was admitted to the California Bar in 2015. From about June 2015 to about June 2017, I was an attorney at the Velez Law Firm where I represented numerous plaintiffs in employment lawsuits. During this time, Mr. Velez and I obtained a jury verdict, in a single plaintiff, age discrimination case, in the amount of \$4,750,000.00 (*Barbara Anderton v. Bass Underwriters*, Sacramento County Superior Court, Case No. 34-2013-00149236).

5. From about July 2017 to April 2019, I worked as an attorney at Ogletree, Deakins, Nash, Smoak & Stewart, P.C. Ogletree, Deakins is a national employment defense law firm that represents a large number of Fortune 50 companies. During this time, I litigated numerous actions involving wage and hour issues.

6. From about April 2019 to March 2020, I worked as an attorney at Carothers, DiSante, and Freudenberger LLP. Carothers, DiSante, and Freudenberger is a California employment defense

1 law firm that specializes in defending class actions and PAGA cases. During this time, I litigated
2 numerous actions involving wage and hour issues.

3 7. In March 2020, I founded the Webber Law Group, P.C. At the Webber Law Group,
4 I spend most of my time litigating employment related lawsuits, representing California employees.

5 8. Currently, my office represents plaintiffs in a number of class actions, including but
6 not limited to: *Michael Gibson v. Southwest Traders Incorporated* (San Joaquin County Superior
7 Court, Case No. STK-CV-UOE-2020-0010620); *Derek Austin v. BQ Express Inc.* (Sacramento
8 County Superior Court, Case No. 34-2021 -00297271); *Wendie Brandt v. Kids Care Dental &*
9 *Orthodontics* (Sacramento County Superior Court, Case No. 34-2021-00296816); *Paul Gullett v*
10 *Apple American Group, LLC* (Placer County Superior Court, Case No. S-CV-0045844); *Antonio*
11 *Jesus Jaramillo De La Cruz v. Weidner Property Management, LLC* (Sacramento County Superior
12 Court, Case No. 34-2021-00308697); *James Jones v. TFC Partners, Inc.* (Alameda County Superior
13 Court, Case No. RG21087839); *Gerardo Negrete v. Ace Hardware Corporation* (Placer County
14 Superior Court, Case No. S-CV-0047322).

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

17 Executed on this August 22, 2022, at Sacramento, California.

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