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Mai Tulyathan (State Bar No. 316704)
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Attorneys for Plaintiff, the Class, and Aggrieved Employees

ELECTRONICALLY FILED
Superior Court of California,
County of San Diego

01/06/2023 at 03:52:00 PM
Clerk of the Superior Court
By Bernabe Montijo, Deputy Clerk

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

JAIME MOEN, as an individual and on
behalf of all others similarly situated,

Plaintiff,

vs.

GENENTECH, INC., a Delaware
corporation; and DOES 1 through 50,
inclusive,

Defendants.

Case No.: 37-2021-00008619-CU-OE-CTL

(Assigned for all purposes to the Honorable
Katherine A. Bacal, Dept. C-69)

**DECLARATION OF LARRY W. LEE IN
SUPPORT OF PLAINTIFF'S MOTION FOR
FINAL APPROVAL OF CLASS AND PAGA
ACTION SETTLEMENT**

Date: January 27, 2023

Time: 1:30 P.M.

Dept.: C-69

Complaint Filed: March 1, 2021

FAC Filed: March 10, 2022

Trial Date: Not Set

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I, Larry W. Lee, 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, P.C., one of the attorneys of record for Plaintiff Jaime Moen (“Plaintiff”). I have personal knowledge of the facts set forth below and if called to testify I could and would do so competently.

2. The Settlement Agreement was the product of negotiations between highly able and experienced attorneys on both sides who possessed the relevant data and extensive legal research which they had carefully analyzed. This allowed Class Counsel to perform a detailed analysis of the potential damages.

3. The settlement in the case at bar warrants approval and carries a presumption of fairness. As previously noted in the application for Preliminary Approval and the subsequent briefing, this current settlement was negotiated at arm's length after a full day of mediation with neutral Christopher Panetta, Esq.

4. The settlement as fair, reasonable, and adequate, and in the best interest of the Class Members as a whole.

5. The request for reimbursement of costs, in the amount of \$5,508.09 is fair and reasonable, especially in light of the fact that the Parties agreed that Plaintiff's counsel may seek up to \$20,000.00 as reimbursement for litigation costs under the Settlement Agreement. As set forth in Plaintiff's counsel's declaration, the costs were all directly incurred in the prosecution of this action, including but not limited to, filing fees, service fees, and mediation fees. Attached as Exhibit A hereto is a breakdown of the costs my office incurred in this case.

6. I am one of the primary attorneys on this matter. My qualifications are as follows: I received my J.D. from Arizona State University College of Law in 2003. During law school, I was a summer associate at the law firm of Brobeck, Phleger & Harrison. I graduated cum laude from Arizona State University College of Law in the top 10% of my class. While I was in law school, I was the Associate Managing Editor of the Arizona State University College of Law, Law Journal. Upon graduation, I practiced law as an associate at the Los Angeles County offices

1 of Ogletree Deakins Nash Smoak & Stewart, P.C., a national employment defense law firm that
2 represents a significant number of Fortune 500 companies.

3 7. My firm's primary focus is employment law. I have handled a number of wage
4 and hour matters including class actions and multiple-plaintiff actions. I have a practice that
5 encompasses cases in the various California Courts, and the United States District Courts for the
6 Central, Eastern, Southern and Northern Districts of California.

7 8. I have been named as Class Counsel in a number of class actions that have been
8 granted final approval by various California Courts, and the United States District Court for the
9 Norther, Central, Eastern and Southern Districts of California, including, but not limited to, the
10 following Class Actions: *Chan Lanier v. Citigroup, Inc. et al.*, San Francisco Superior Court
11 Case No. CGC-05-445143; *Naqvi v. Acoustic Home Loans et al.*, Orange County Superior Court
12 Case No. 05CC00263; *Ortega v. AIG*, Central District of California Case No. CV 06-0196-
13 RSWL (PJWx); Universal Protection Overtime Cases, Orange County Superior Court, Judicial
14 Council Coordination Proceeding No. 4480; *Hernandez v. CVS Corp. et al.*, Judicial Council
15 Coordination Proceeding No. 4539; *Stafford v. Brinks et al.*, Los Angeles County Superior Court
16 Case No. BC532260; *Chavez v. Kenneth Cole Productions, Inc.*, Santa Clara Superior Court
17 Case No. 17CV306407; *Chavez v. Adidas*, U.S. District Court for the Northern District of
18 California Case No. 5:16-cv-06533-LHK; *Mankin v. Taste Catering*, San Mateo Superior Court
19 Case No. 17-CIV-03497; *Ricardo Macias v. SASCO*, Santa Clara County Superior Court Case
20 No. 16CV304263; *Valles v. Community Hospital of the Monterey Peninsula*, Monterey Superior
21 Court Case No. 17CV003452; *Diaz v. WeDriveU*, Santa Clara Superior Court Case No.
22 17CV306547; *Sanchez v. American Para Professional Systems, Inc.*, Santa Clara County
23 Superior Court Case No. 17CV306751; *Hernandez v Pei Wei*, United States District Court,
24 Central District of California Case No. 8:17-cv-00679-JLS-JCG; *Song v. THC-Orange County,*
25 *Inc.*, U.S. District Court for the Central District of California Case No. 8:17-cv00965-JLS-
26 DFMx; *Perez v. Standard Drywall, Inc.*, Alameda County Superior Court Case No.
27 RG15761142; *Huertas v. Chevron Stations*, Santa Clara Superior Court Case No. 17CV309996;
28 and *In re DirecTv Wage and Hour Cases*, JCCP Case No. 4850.

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

3 Executed on this 6th day of January 2023, at Los Angeles, California.

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EXHIBIT A

1/5/2023
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DIVERSITY LAW GROUP
Slip Listing

Page 1

Selection Criteria

Slip Classification Open
Client (hand select) Include: Moen, Jaime v. Genentech
Slip.Transaction Ty 2 - 2

Rate Info - identifies rate source and level

Slip ID		Timekeeper	Units	Rate	Slip Value
Dates and Time		Activity	DNB Time	Rate Info	
Posting Status		Client	Est. Time	Bill Status	
Description		Reference	Variance		
65717	EXP	Olympia	1	75.00	75.00
1/21/2021		Court fees			
WIP		Moen, Jaime v. Genentech			
LWDA					
66303	EXP	Olympia	1	1489.69	1489.69
3/2/2021		Court fees			
WIP		Moen, Jaime v. Genentech			
OneLegal - Complaint					
67507	EXP	Olympia	1	69.49	69.49
5/26/2021		Atty Service			
WIP		Moen, Jaime v. Genentech			
Attorney Service - Complaint Service					
67588	EXP	Erika Mejia	1	12.35	12.35
6/15/2021		Court fees			
WIP		Moen, Jaime v. Genentech			
One Legal - POS of Summons					
68636	EXP	Erika Mejia	1	17.50	17.50
8/26/2021		Court fees			
WIP		Moen, Jaime v. Genentech			
One Legal - CMS					
69017	EXP	Christine Choo	1	17.50	17.50
9/23/2021		Court fees			
WIP		Moen, Jaime v. Genentech			
OneLegal - CMS					
70416	EXP	Olympia	1	3250.00	3250.00
1/14/2022		Arbitrators			
WIP		Moen, Jaime v. Genentech			
Fenton & Keller Mediation					
71104	EXP	Linda Lee	1	4.00	4.00
2/3/2022		Online researc			
WIP		Moen, Jaime v. Genentech			
Online SDSC					

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Slip ID		Timekeeper	Units	Rate	Slip Value
Dates and Time		Activity	DNB Time	Rate Info	
Posting Status		Client	Est. Time	Bill Status	
Description		Reference	Variance		
71094	EXP	Erika Mejia	1	40.15	40.15
3/10/2022		Court fees			
WIP		Moen, Jaime v. Genentech			
One Legal - Stip to file FAC					
71209	EXP	Erika Mejia	1	13.56	13.56
3/16/2022		Court fees			
WIP		Moen, Jaime v. Genentech			
OneLegal - Notice of Entry of Order & FAC					
71464	EXP	Olympia	1	6.13	6.13
3/31/2022		Postage			
WIP		Moen, Jaime v. Genentech			
Postage					
71463	EXP	Olympia	2	0.25	0.50
3/31/2022		Photocopies			
WIP		Moen, Jaime v. Genentech			
Photocopies					
72098	EXP	Erika Mejia	1	81.85	81.85
6/7/2022		Court fees			
WIP		Moen, Jaime v. Genentech			
OneLegal - Motion for PAGA Approval					
72101	EXP	Erika Mejia	1	12.87	12.87
6/7/2022		Court fees			
WIP		Moen, Jaime v. Genentech			
OneLegal - Declaration of KT					
72216	EXP	Valeria Tril	1	22.13	22.13
6/17/2022		Court fees			
WIP		Moen, Jaime v. Genentech			
OneLegal - Notice of Remote Appearance					
72425	EXP	Erika Mejia	1	19.05	19.05
7/11/2022		Court fees			
WIP		Moen, Jaime v. Genentech			
OneLegal - Declaration					
72555	EXP	Valeria Tril	1	19.05	19.05
7/21/2022		Court fees			
WIP		Moen, Jaime v. Genentech			
OneLegal - Notice of Remote Appearance					
72609	EXP	Erika Mejia	1	18.02	18.02
8/1/2022		Court fees			
WIP		Moen, Jaime v. Genentech			
OneLegal - Brief					

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Slip ID		Timekeeper	Units	Rate	Slip Value
Dates and Time		Activity	DNB Time	Rate Info	
Posting Status		Client	Est. Time	Bill Status	
Description		Reference	Variance		
72622	EXP	Valeria Tril	1	18.02	18.02
8/3/2022		Court fees			
WIP		Moen, Jaime v. Genentech			
OneLegal - Notice of Remote Appearance					
73291	EXP	Erika Mejia	1	53.21	53.21
9/19/2022		Atty Service			
WIP		Moen, Jaime v. Genentech			
Attorney Service - Proposed Order					
73157	EXP	Erika Mejia	1	18.02	18.02
10/3/2022		Court fees			
WIP		Moen, Jaime v. Genentech			
OneLegal - Order					
73977	EXP	Larry W. Lee	1	250.00	250.00
1/5/2023		Court fees			
WIP		Moen, Jaime v. Genentech			
Filing/Service					
Grand Total					
			Billable	0.00	5508.09
			Unbillable	0.00	0.00
			Total	0.00	5508.09