

DIVERSITY LAW GROUP, P.C.
Larry W. Lee (State Bar No. 228175)
lwlee@diversitylaw.com
Simon L. Yang (State Bar No. 260286)
sly@diversitylaw.com
515 South Figueroa Street, Suite 1250
Los Angeles, California 90071
Telephone: (213) 488-6555
Facsimile: (213) 488-6554

Attorneys for Plaintiff

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SANTA CRUZ

KRISTY VESS, as a private attorney general,

Plaintiff,

vs.

GO WIRELESS, INC., a Nevada corporation; and
DOES 1 through 50, inclusive,

Defendants.

Case No. 21CV00185

**DECLARATION OF KRISY VESS IN
SUPPORT OF PLAINTIFF’S MOTION FOR
APPROVAL OF PAGA SETTLEMENT**

Date:	July 31, 2024
Time:	8:30 a.m.
Courtroom:	10
Complaint Filed:	January 25, 2021
FAC Filed:	March 29, 2021

1 I, Kristy Vess, 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 2018 I began working for Go Wireless, Inc. Until my employment ended in September
7 of 2020, I was paid on an hourly basis as a non-exempt employee and earned additional non-base hourly
8 wages or other non-hourly, non-discretionary remuneration, including for example commissions. I
9 worked more than 8.0 hours in a day or 40.0 hours in a week and also accrued and used paid sick leave.
10 Because all remuneration was not considered when calculating my regular rate of pay, I was underpaid
11 sick pay wages and overtime wages. I also was not provided with accurate itemized wage statements.

12 3. I understand that this action is being prosecuted on behalf of the State of California and
13 that I am acting as a private attorney general. I have taken all necessary steps to represent the interests of
14 the State, including by providing information and documents to my counsel, discussing the claims and
15 lawsuit with my counsel, and answering any questions that have come up, including about how I was
16 paid or what my wage statements show or meant. Each month during the more than three years that the
17 lawsuit has been pending, I have spent at least an hour, on average, to progress this lawsuit. I had to be
18 available to participate in the discovery process as well as in two separate mediations.

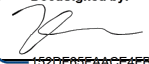
19 4. I understand that I am responsible to the State with respect to trying the case, appearing
20 in court, and working with my counsel. I remain willing to devote my time to this lawsuit for the benefit
21 of the State. I do not believe I have any interests that are adverse to the interests of the State. I also am
22 unaware of any such issues having been raised or presented by anyone else.

23 5. I believe many employees would not sue their employer out of fear. I took on risks by
24 bringing this lawsuit, and I understand that the State and others will benefit because of the actions that I
25 have taken. I feel that it is a positive accomplishment, am proud of the result, and believe that the
26 settlement is fair, adequate, and reasonable.

27 6. I am informed and believe that there are other individual claims that I could have pursued
28 in litigation. Nonetheless, I am executing a general release of any and all claims, including a waiver of

any rights I have under Civil Code section 1542. I understand the proposed settlement does not require similar releases of any other employees.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed this 3rd day of July 2024, at Royal Oaks, California.

DocuSigned by:

152DF65FAACE4FB...

Kristy Vess