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Attorneys for Plaintiffs
JED ASIS, JUSTIN WATSON, AND KEVIN JOHNSON

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

JED ASIS and JUSTIN WATSON

Plaintiff,

vs.

FOOT LOCKER RETAIL, INC., and DOES
1 through 50, inclusive,

Defendants.

Case No. STK-CV-UOE-2023-0000627

(Assigned to the Hon. George J. Abdallah, Dept.
10A)

**DECLARATION OF DAVID J. LEE IN
SUPPORT OF PLAINTIFFS' MOTION
FOR PRELIMINARY APPROVAL OF
CLASS AND REPRESENTATIVE ACTION
SETTLEMENT**

Date: October 3, 4, 5, 10, or 11, 2023

Time: 9:00 a.m.

Dept.: 10A

Complaint Filed: January 26, 2023

FAC Filed: July 25, 2023

Trial Date: Not Set

DECLARATION OF DAVID J. LEE

I, David J. 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 David Lee Law, APC, counsel of record for Plaintiffs JED ASIS, JUSTIN WATSON and KEVIN JOHNSON (“Plaintiffs”). I have personal knowledge of the facts set forth below and if called to testify I could and would do so competently.

2. From the inception of the case, Plaintiffs’ Counsel have zealously represented the interests of the Class. I have spent significant time researching and pursuing the claims that have been alleged in this action. I have no conflict with the Class.

3. I also have no conflict of interest with the designated cy pres recipient, Legal Aid at Work.

4. Both Plaintiffs’ Counsel and Defendant’s counsel have a great deal of experience in wage and hour class action litigation. Plaintiffs’ Counsel have been approved as class counsel on a number of prior cases, have litigated numerous other class action cases, and are competent to represent the Class.

5. Based on my own independent investigation and evaluation, I am of the opinion that settlement for the consideration and on the terms set forth in the Joint Stipulation of Class Action and PAGA Settlement and Release (“Agreement” or “Settlement Agreement”) is fair, reasonable, and adequate and is in the best interests of the Class, in light of all known facts and circumstances and the expenses and risks inherent in litigation.

6. I was retained based upon a contingency fee arrangement wherein Plaintiffs’ counsel agreed to advance all costs and receive no fee unless a recovery was accomplished. Specifically, had Plaintiffs failed to prevail on these cases, counsel for Plaintiffs would have spent a significant amount of time, money and other resources without any benefit or return. In addition, had Plaintiffs also failed to prevail in the present case, Defendant would have been able to seek costs in connection with their defense of the case.

7. I am one of the primary attorneys on this matter. My qualifications are as follows: I attended the University of California, Los Angeles for its undergraduate program and I

1 received a B.A. in Psychology. I received my J.D. from Thomas Jefferson School of Law in
2 2010. I was an intern at Shouse Law Group, before and after law school.

3 8. After law school, I practiced law as an associate for few years at the Los Angeles
4 County offices of Lim, Han & Delgado, APC, an employment and commercial litigation law
5 firm. Thereafter, in 2016, I started my own law practice, David Lee Law, APC.

6 9. My primary practice is employment & labor law. I have handled a number of
7 class actions and individual actions, exclusively on the plaintiff or worker side.

8 10. I've had my law license since May 2014.

9 11. I've been approved as class counsel on *Carroll v. Golden State Supply LLC*,
10 Riverside Superior Court, Case No. RIC1706729; *Peterson v. Redwood Memorial Hospital of*
11 *Fortuna*, Humboldt Superior Court, Case No. DR170615; *Castillo v. Sheraton Operating*
12 *Corporation*, United States District Court, Central District of California Case No. 2:17-cv-
13 07091-FMO-AS; *Chase v. New-Indy Ontario, LLC*, San Bernardino Superior Court Case No.
14 CIVDS1900901; *Valdez v. Mountain Valley Express*, San Bernardino Superior Court Case No.
15 CIVDS1800542; *Parchelli v. Silverado Senior Living Management, Inc.*, Case No. 30-2017-
16 00959707-CU-OE-CXC; and *Le v. Captek Softgel International, Inc.*, Case No. BC707675.
17 *Lakey v. Poshmark, Inc.*, Case No. 22CV395084; and *Garcia v. Genesis Healthcare, LLC*, Case
18 No. 18STCV06652. I also have several pending class actions throughout the State of California.

19 12. I have a practice that encompasses cases in the Alameda Superior Courts, Los
20 Angeles Superior Courts, the San Bernardino Superior Courts, the Orange County Superior
21 Courts, the Riverside Superior Courts, the San Diego County Superior Courts, and the United
22 States District Courts for the Central and Northern District of California.

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

25 Executed on this 31st day of August 2023, at Los Angeles, California.

26 

27 David J. Lee
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