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 BERNIE GERMANI

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES

BERNIE GERMANI, as an aggrieved employee pursuant to the Private Attorneys General Act ("PAGA"), PLAINTIFF, vs. HORIZON AIR INDUSTRIES, INC., a Washington Corporation; Alaska Airlines, Inc., an Alaska Corporation; and DOES 1 through 20, DEFENDANTS.	) Case No.: 21STCV11163)) PAGA ENFORCEMENT ACTION)) DECLARATION OF CARLOS CANIZALES) IN SUPPORT OF MOTION FOR APPROVAL) OF PAGA SETTLEMENT)) Date: April 26, 2022) Time: 8:30 a.m.) Dept: 78) [Reservation No. 966662442038])) [Filed concurrently with Notice of Motion and) Motion; Memorandum of Points and Authorities;) Declaration of Matthew S. D'Abusco; Declaration) of Cynthia S. Sandoval; Declaration of Bernie) Germani; and [Proposed] Judgment])) Complaint Filed: March 23, 2021) Trial Date: None)
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DECLARATION OF CARLOS CANIZALES

I, Carlos Canizales, declare as follows:

1. I have personal knowledge of the facts set forth in this declaration and could and would competently testify to them under oath if called as a witness.

2. I am a named Plaintiff in this action and submit this declaration in support of Plaintiff's

1 Motion for Approval of PAGA Settlement. Because I believe I have provided invaluable assistance
2 during the course of this case, I am hopeful that the Court will approve our request of a \$5,000.00
3 service payment for serving as a private attorney general in this matter.

4 3. I was employed by Defendant Horizon Air Industries, Inc. (“Defendant”) as an hourly
5 Ground Services Agent at Los Angeles International Airport from January 2017 to November 2020, at
6 which point Defendant ceased its operations. During the course of my employment with Defendant, I
7 believed I suffered several violations of California wage laws including not being paid for all hours I
8 worked because Defendant maintained a practice and procedure of automatically deducting a thirty (30)
9 minute meal period regardless of whether a full thirty (30) minute break was actually taken and because
10 I was required to park at a distant location and take a shuttle to my worksite. Similarly, I believe
11 Defendant denied me meal and rest periods, as well as accurate itemized wage statements as a result of
12 each of these violations, in violation of California law.

13 4. As a result, on March 9, 2021, I sent a letter to the California Labor and Workforce
14 Development Agency (“LWDA”) outlining the wage violations I believed occurred during my
15 employment with Defendant.

16 5. When the LWDA did not respond to our letter, I decided to join my former co-worker,
17 Bernie Germani, as a plaintiff in a case he previously filed as an aggrieved employee under the
18 California Private Attorneys’ General Act (“PAGA”). Therefore, on May 17, 2021, I filed a First
19 Amended Complaint against Defendant in Los Angeles County Superior Court maintaining a single
20 cause of action for penalties under PAGA.

21 6. By filing and joining this lawsuit and becoming a private attorney general, I hoped that I
22 might be able to hold Defendant accountable for its practices. I also understood it was my duty as a
23 private attorney general to represent the best interests of all aggrieved employees, know about the
24 lawsuit, help my attorneys, and keep updated on the case, all of which I did.

25 7. Since January 2021, when I started this case by retaining an attorney, I have been actively
26 and consistently involved in pursuing my claims against Defendant. This has included numerous
27 telephone calls and communications with my attorney, reviewing documentation and pleadings provided
28 by my attorneys and Defendant, strategizing regarding settlement negotiations, and the reviewing

1 settlement documents.

2 8. Participating in this case was not easy for me. Much of my participation required serious
3 effort on my behalf. I also fear the repercussions this may have against me in my working career
4 because I chose to stand up and pursue what I believed was right. I know other companies are able to
5 search my name and find out I was involved in a lawsuit or could otherwise ask or find out. Although
6 this took considerable thought, I decided I still needed to move forward.

7 9. Altogether, I have spent approximately twenty (20) hours working to make my case
8 against Defendant to do what I believe is right.

9 10. I believe the settlement is a good settlement and I would request that the Court approve it
10 because I believe that this settlement is fair, adequate, and reasonable. I am glad that I had the
11 opportunity to represent other aggrieved employees in this lawsuit and that I was able to recover
12 penalties on their behalf.

13 11. I have observed my attorneys' work throughout this case. They have been thorough,
14 diligent, prompt, courteous, and professional, and I believe they are fully entitled to the award of fees
15 that they have requested for their hard work.

16 12. I understand that the settlement agreement provides a service payment to me in the
17 amount of \$5,000.00. I believe this amount is fair compensation for my time and effort on this case, for
18 helping to prosecute this case, and the risks with respect to my future employment.

19 13. I respectfully request that the Court award me a \$5,000.00 service payment. Despite the
20 risks associated with moving forward with this case, I believe I did the right thing.

21 I declare under penalty of perjury under the laws of the State of California and the United States
22 that the foregoing is true and correct.

23 Executed on 2/14/2022, in South gate, California.

24 DocuSigned by:

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26 Carlos Canizales
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