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8 Attorneys for Plaintiff Silvia Garcia,
9 individually, and on behalf of all other
similarly situated employees of Defendants

10 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
11 **FOR THE COUNTY OF LOS ANGELES**

13 SILVIA GARCIA, individually, and on behalf)
14 of all other similarly situated current and)
former employees of Defendants,)

15 Plaintiff,)

16 vs.)

17 BHA HOSPITALITY, LLC, a Delaware)
18 limited liability company; and DOES 1)
19 through 100, inclusive,)

20 Defendants.)

CASE NO.: 21STCV10883

[Assigned for all purposes to the Honorable
Elihu M. Berle, Department 6]

**DECLARATION OF PLAINTIFF SILVIA
GARCIA IN SUPPORT OF MOTION FOR
PRELIMINARY APPROVAL OF CLASS
ACTION SETTLEMENT AND
ATTORNEY FEES**

*[Filed concurrently with Notice of Motion
and Motion for Preliminary Approval of
Class Action Settlement and Attorney Fees
and Memorandum of Points and Authorities
in Support Thereof]*

Date: January 25, 2022
Time: 11:00 a.m.
Dept.: 6

1 I, SILVIA GARCIA, declare as follows:

2 1. I am an adult over the age of 18 years and a proposed Class Representative in this
3 action entitled *Silvia Garcia, et al. v. BHA Hospitality, LLC, et al.*, Los Angeles Superior Court
4 Case No. 21STCV10883. I have personal knowledge of the facts set forth in this declaration and,
5 if called upon to testify, I could and would competently testify thereto.

6 2. I was employed by Defendant BHA Hospitality, LLC ("Defendant") in California
7 as an hourly, nonexempt employee from March 2018 to March 2020. I decided to bring this
8 lawsuit against Defendant because I believe working conditions were unlawful as a result of
9 Defendant's failure to authorize and permit meal and rest breaks and failure to pay all wages due,
10 including overtime. I believe my claims are typical of the proposed class because, as hourly,
11 nonexempt employees of Defendant in California, we were subject to and governed by the same
12 policies and procedures and were paid according to the same compensation scheme.

13 3. I made it a priority to be involved in the litigation of this case, in order to recover
14 damages on behalf of the class. I participated in all stages of the litigation, including settlement,
15 and I have been continuously informed of all aspects of this case. I had numerous telephone
16 consultations and in-person interviews with my attorneys. I looked for and produced documents,
17 attended a full day of mediation with my attorneys, and made myself available to answer
18 questions and review documents. I provided my attorneys with valuable information that was
19 vital to the prosecution of the case and negotiation of the Settlement.

20 4. I have requested an Enhancement Award of seven thousand five hundred dollars
21 (\$7,500) for my services as a named plaintiff and Class Representative. I believe this amount is
22 fair and reasonable in light of my participation in the case and the risks involved. I have accepted
23 the stigma of being a class representative in a labor dispute that could affect my future
24 employability within the industry, including the risk of receiving an unfavorable reference from
25 Defendant in my future employment applications.

1 5. Choosing to bring this lawsuit was not an easy decision to make, but I am glad that
2 I made it because I have been able to recover money for the class through settlement. I believe the
3 Settlement is fair, adequate, and reasonable and I recommend that the Court approve it.
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5 I declare under penalty of perjury under the laws of the State of California that the
6 foregoing is true and correct. Executed this 19th day of January, 2022, at Torrance, California.
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10 SILVIA GARCIA
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