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Attorneys for Plaintiff Steven Kane, on behalf of himself
and other similarly-situated employees

UNITED STATES DISTRICT COURT

CENTRAL DISTRICT OF CALIFORNIA-WESTERN DIVISION

STEVEN KANE, on behalf of
himself and other similarly-situated
employees,

Plaintiff,

vs.

SMITHFIELD DIRECT, LLC, a
Delaware Limited Liability
Company; and DOES 1 through 10,
inclusive,

Defendants.

CASE NO. 21-CV-04832 PA (JCx)

CLASS ACTION

**DECLARATION OF EMIL
DAVTYAN IN SUPPORT OF
MOTION FOR ORDER GRANTING
PRELIMINARY APPROVAL OF
CLASS ACTION SETTLEMENT**

Date: January 10, 2022

Time: 1:30 p.m.

Judge: Percy Anderson

Ctrm.: 9A

Filed: April 12, 2021

Removed: June 14, 2021

Trial date: June 14, 2022

DECLARATION OF EMIL DAVTYAN

I, Emil Davtyan, declare:

1. I am an attorney duly licensed to practice law in the State of California and am a member in good standing with the State Bar of California.

2. Along with the law firm of Cohelan Khoury & Singer, I am co-counsel for Plaintiff and putative class members ("Plaintiffs") in this class action against Defendants. I have personal knowledge of the facts herein and if called as a witness, I could and would competently testify.

3. I graduated from the Woodbury University in 2008 with a bachelor's degree in Business Finance with highest honors, as the top student in my class. I graduated from Southwestern Law School in 2014 in the top 10% of my class. I am currently the managing attorney at Davtyan Law Firm, Inc. (formerly known as Davtyan Professional Law Corporation) in Glendale, California.

4. My legal experience since becoming a member of the California State Bar has been almost exclusively devoted to the practice of California and federal employment law. My office almost exclusively represents plaintiffs in wage and hour actions with the same or similar causes of actions brought forth in the matter pending before this Court.

5. I have been actively participating in the prosecution and successful settlement of multiple wage and hour class action lawsuits, helping to recover wages and penalties on behalf of tens of thousands of class members. My office has been appointed as Class/PAGA Counsel in several class/PAGA actions, including *De La Rosa v. The Coca Cola Company et al.* (Superior Court of California in Napa, 17CV000787), *Harvey v. Bed Bath & Beyond of California Limited Liability Company* (Superior Court of California in Alameda, RG17885153), *Paredes v. Bottling Group LLC et. al.* (Superior Court of California in Kern), *Ramirez v. Harris Ranch Beef Company* (Superior Court of

1 California in Fresno, 16CECG04103), *Gates v. Gate Gourmet, Inc. et. al.*
2 (Southern District of California, 16-cv-01084-L-AGS), *Hargrave v. Antelope*
3 *Valley Hospital* (Superior Court of California in Los Angeles, BC663252),
4 *Ramirez v. Milton Roy et. al.* (Superior Court of California in Los Angeles, BC
5 632 276), *Hawkins v. AvalonBay Communities* (Superior Court of California in
6 Santa Clara, 17CV316492), *Jones Tharpe et al. v. Sprint Corporation et al.*
7 (Superior Court of California in Los Angeles, BC644645), *Ortega et al. v. Nestle*
8 *Waters North America, Inc. et al.* (Superior Court of California in Los Angeles,
9 BC623610), *Schultz v. Jimbo's Natural Family, Inc.* (Superior Court of
10 California in San Diego, 37-2017-00022348-CUE-OE-CTL), *Ambrose v. Victor*
11 *Valley Global et al.* (Superior Court of California in San Bernardino,
12 CIVDS1709289), *Puerta-Gildardo v. Real Time Staffing Services LLC et. al.*
13 (Superior Court of California in Los Angeles, BC565445), *Vargo v. Pregis*
14 *Innovative Packaging LLC* (Superior Court of California in Tulare, 270836),
15 *Conlin v. Aegis Senior Communities LLC* (Northern District of California, 17-cv-
16 05534-LHK), *Galarza v. Kloeckner Metals Corporation* (Central District of
17 California, 2:17-cv-04910-FMO), *Estes v. L3 Technologies, Inc. et al.* (Southern
18 District of California, 3:17-cv-02356-H-JMA), *Rowser v. Trunk Club, Inc.*
19 (Central District of California, 2:17-cv-05064-DSF-RAO), *Leach v. The*
20 *Claremont Colleges, Inc.* (Superior Court of California in Los Angeles,
21 BC686451), *Vaesau v. PCT Enterprises, Inc. dba Precision Cabinets* (Superior
22 Court of California, County of Contra Costa MSC18-02404), *Terry v. TF*
23 *Louderback, Inc. dba Bay Area Beverage Company* (Superior Court of the State
24 of California, County of Contra Costa, MSC18-00859), *Roach v. Westcare*
25 *California, Inc.* (Superior Court of California in Kern County, BCV-17-102367-
26 SDS), *Patton v. Church & Dwight Co., Inc.* (Central District of California,
27 EDCV 18-903-MWF (KKx)), among others.

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6. My office has been counsel of record in a number of wage and hour class/PAGA action lawsuits, including *Trevino v. Golden State FC LLC et al.* (Eastern District of California, 1:18-cv-00120-DAD (BAM)), *Moriana v. Viking River Cruises* (Superior Court of California in Los Angeles, BC 687325), *Garcia v. Statewide Traffic Safety and Signs, Inc.* (Superior Court of California in Orange County, 30-2018-01011814-CU-OE-CXC), *Arellano v. Lopez & Arteaga, Inc. et al.* (Superior Court of California in Santa Clara, 17CV313029), *Barrera et al. v. Exclusive Wireless, Inc.* (Superior Court of California in Stanislaus, 9000687), *Fajardo v. AHMC Healthcare, Inc. et al.* (Superior Court of California in Los Angeles, BC629297), *Hameister v. Jaco Oil Company* (Superior Court of California in Kern County, BCV-17-102876), *Barajas v. Mancha Development Company LLC* (Superior Court of California in Orange County, 30-2018-00974707-CU-OE-CXC), *Page v. D.O.S. Pizza Inc.* (Superior Court of California in Los Angeles, BC695275), *Cummings v. Eureka Restaurant Group LLC* (Superior Court of California in Santa Barbara, 18CV000849), *Urena v. Central California Almond Growers Assn.* (Eastern District of California, 1:18-cv-00517-NONE-EPG), *Cooks v. Reliant Real Estate Management, Inc.* (Superior Court of California in Los Angeles, 18STCV05531), *Cruz v. Talentscale LLC* (Superior Court of California in Riverside County, RIC1821842), *Tolbert v. Northbay Healthcare Corporation* (Superior Court of California in Solano County, FCS051565), *Taaflua v. Quantum Global Technologies* (Northern District of California, 5:18-cv-06602), among others.

7. Although I am experienced in employment and class action matters, I associated in as co-counsel on this case with the law firm of Cohelan Khoury & Singer because they a great deal of experience in wage and hour class action employment cases, and together our firms have and will continue to aggressively and competently represent the named plaintiff and putative class members in this

1 case. In light of the foregoing, I am qualified to act as co-Class Counsel in this
2 matter.

3 I declare under penalty of perjury under the laws of the State of California
4 and the United States of America that the foregoing is true and correct.

5 Executed on December 10, 2021, in Glendale, California.

6 s/ Emil Davtyan _____

7 EMIL DAVTYAN, Declarant

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9 **ECF Certification**

10 Pursuant to Local Civil Rule 5-4.3.4(a)(2)(i), I hereby attest that I've
11 obtained concurrence and authorization regarding the filing of this document
12 from Emil Davtyan, the signatory to this document.

13 COHELAN KHOURY & SINGER

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15 Dated: December 10, 2021

/s/ J. Jason Hill _____