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**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SANTA CLARA**

MARIE REBELO SHOWALTER, as an
individual and on behalf of all others
similarly situated,

Plaintiff,

vs.

NORTHERN CALIFORNIA CHAIR
CORPORATION, a California
corporation; and DOES 1 through 50,
inclusive,

Defendants.

Case No.: 21CV376845

[Assigned for all purposes to the Honorable
Theodore C. Zayner, Department 19]

**DECLARATION OF LARRY W. LEE IN
SUPPORT OF PLAINTIFF'S MOTION FOR
FINAL APPROVAL OF CLASS ACTION
SETTLEMENT**

Date: May 8, 2024

Time: 1:30 P.M.

Dept.: 19

Complaint Filed: March 2, 2021

Jury Trial Date: None set

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I, Larry W. 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 Diversity Law Group, counsel of record for Plaintiff Marie Rebelo Showalter (“Plaintiff”). I have personal knowledge of the facts set forth below and if called to testify I could and would do so competently.

2. The proposed settlement meets the criteria for this Court to grant final approval of this matter on a class-wide basis, as the settlement is fair, adequate, and reasonable.

3. The Class and PAGA Action Settlement Agreement was the product of arm's length negotiations between highly able and experienced attorneys on both sides who possessed the relevant data and extensive legal research which they had carefully analyzed. Plaintiff's counsel engaged in extensive factual investigation before settling. The Parties also participated in a full day of mediation with the Honorable Brian Walsh (Ret.). The Parties conducted formal and informal discovery prior to mediation, including reviewing the production of class data, a sampling of time and payroll records, and information pertaining to Defendant's commission pay and wage statement policies and practices. The exchange of information allowed Plaintiff's counsel to analyze liability and exposure.

4. I have spent significant time researching and pursuing the claims that have been alleged in this action. Based on my independent investigations and evaluations, I am of the opinion that the proposed settlement 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. The settlement was negotiated at arm's length and was facilitated by an experienced and neutral mediator. Thus, this settlement should be granted final approval.

5. Any remaining monies from uncashed settlement checks will be distributed to Legal Aid at Work. Plaintiff's counsel does not have any relationship with or connection or to said organization.

6. My qualifications are as follows: I received my J.D. from Arizona State University College of Law in 2003. During law school, I was a summer associate at the law firm of Brobeck,

1 Phleger & Harrison. I graduated cum laude from Arizona State University College of Law in the
2 top 10% of my class. While I was in law school, I was the Associate Managing Editor of the
3 Arizona State University College of Law, Law Journal. Upon graduation, I practiced law as an
4 associate at the Los Angeles County offices of Ogletree Deakins Nash Smoak & Stewart, P.C., a
5 national employment defense law firm that represents a significant number of Fortune 500
6 companies.

7 7. My firm's primary focus is employment law. I have handled a number of wage and
8 hour matters including class actions and multiple-plaintiff actions. I have a practice that
9 encompasses cases in the Los Angeles Superior Courts, the Orange County Superior Courts, the
10 San Francisco County Superior Courts, the San Diego County Superior Courts, and the United
11 States District Courts for the Central, Eastern, Northern, and Southern Districts of California.

12 8. I have been named as class counsel in a number of class actions that have been
13 granted final approval by the Superior Courts of Los Angeles County, Orange County, San
14 Francisco County, Alameda County, Contra Costa County, Monterey County, San Bernardino
15 County, Santa Clara County, Sonoma County, and the United States District Court for the Central,
16 Eastern, Northern, and Southern Districts of California, including but not limited to the following
17 class actions: *Chan Lanier v. Citigroup, Inc. et al.*, San Francisco Superior Court Case No. CGC-
18 05-445143; *Naqvi v. Acoustic Home Loans et al.*, Orange County Superior Court Case No.
19 05CC00263; *Ortega v. AIG*, Central District of California Case No. CV 06-0196-RSWL (PJWx);
20 *Universal Protection Overtime Cases*, Orange County Superior Court, Judicial Council
21 Coordination Proceeding No. 4480; *Tse v. Best Buy*, Los Angeles Superior Court Case No.
22 BC392717; *Hernandez v. CVS Corp. et al.*, Judicial Council Coordination Proceeding No. 4539;
23 *Padilla v. Safeway*, San Benito County Superior Court Case No. CU-16-00182; *Valles v.*
24 *Community Hospital of the Monterey Peninsula*, Monterey County Superior Court Case No.
25 17CV003452; *DirecTv Wage and Hour Cases*, Santa Clara Superior Court Judicial Council
26 Coordination Proceeding No. 4850; *Perez v. Standard Drywall, Inc.*, Alameda County Superior
27 Court Case No. RG15761142; and *Davis v. Nugget Market, Inc.*, Yolo County Superior Court Case
28 No. CV-18-558.

1 9. I have been approved as class counsel in numerous other wage/hour class actions
2 that have been granted class certification and final approval.

3 10. To date, I have incurred approximately 48.3 hours in connection with the litigation
4 of this lawsuit. Attached hereto as **Exhibit A** is a chart summarizing the amount of work I have
5 incurred to date on this matter.

6 11. In addition to the hours above, I also anticipate spending an additional 15 hours
7 through the completion of this case including conferring and reviewing e-mails and other written
8 communications with counsel for Defendant, the Settlement Administrator, and Class Members
9 regarding any post-final approval matters, including payments and related issues.

10 12. Thus, I anticipate the total amount of my fees incurred in this case to be
11 approximately \$53,805.00, based on an hourly rate of \$850.00 per hour. Since at least 2020, I have
12 been approved at an hourly rate of \$750.00 per hour by various courts. Examples of these courts
13 include the following cases: *Hernandez v. Wells Fargo Bank*, Santa Clara County Superior Court
14 Case No. 16CV299319; *Carrillo v. New Balance Athletics, Inc.*, Santa Clara County Superior Court
15 Case No. 19CV352469; *Ramirez v. Walgreen Co.*, United States District Court, Northern District of
16 California Case No. 18-cv-03921-EJD; *Chavez v. Converse, Inc.*, United States District Court,
17 Northern District of California Case No. 15-cv-03746-NC; *Foster v. Schindler Elevator*
18 *Corporation*, Alameda County Superior Court Case No. RG19029640; *Foaad Hanna v. Equinix,*
19 *LLC*, Santa Clara County Superior Court Case No. 18CV339365; *Alicia Harris v. 24 Seven LLC*,
20 Los Angeles County Superior Court Case No. BC720144; *Mary Della Maggiora v. Watsonville*
21 *Community Hospital*, Santa Cruz County Superior Court Case No. 18CV00191; *Pittman v.*
22 *Martinez Steel Corporation*, San Bernardino County Superior Court Case No. CIVDS1823132;
23 *Michael Randolph v. Pacific Racing Association*, Alameda County Superior Court Case No.
24 RG18908139; *Markham v. Quik Stop Markets, Inc.*, Santa Clara County Superior Court Case
25 No.19CV341582; *Siron v. Raypak, Inc.*, Ventura County Superior Court Case No. 56-2019-
26 005279959-CU-OE-VTA; *Carter v. Kline Services, Inc.*, San Bernardino County Superior Court
27 Case No. CIVDS1828867; and *Prexxie Pascual and Arturo Fonseca v. Satellite Healthcare, Inc.*,
28 Santa Clara County Superior Court Case No. 19CV345211.

13. I was approved at an hourly rate of \$800.00 per hour in *Martinez and Acosta v. City of Hope National Medical Center, et al.*, San Bernardino County Superior Court Case No. CIVDS2015729; *Jaime Moen v. Genentech, Inc.*, San Diego County Superior Court Case No. 37-2021-00008619-CU-OE-CTL; *Murray v. Granite Wellness Centers et al.*, Nevada County Superior Court Case No. CU20-084680; *Smith, et al. v. Clean Harbors Environmental Services, Inc.*, Sacramento County Superior Court Case No. 34-2021-00292526; *Correa et al. v. FedEx Supply Chain, Inc.*, San Bernardino County Superior Court Case No. CIVDS2023369; *Meguro v. Silicon Valley Bank*, Santa Clara County Superior Court Case No. 20CV369854; and *Linaki v. Genji Pacific, LLC*, Alameda County Superior Court Case No. RG20074795.

14. I recently raised my rate to \$850.00 and have approved at an hourly rate of \$850.00 per hour in Stephenson v. Healthcare Services, Inc., Orange County Superior Court Case No. 30-2019-01078609-CU-OE-CXC, Lakey v. Poshmark, Inc., Santa Clara Superior Court, Case No. 22CV395084; and Audycki v. Stanford Health Care, Santa Clara Case No. 19CV347173.

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

Executed on this 16th day of April 2024, at Los Angeles, California.


Larry W. Lee

EXHIBIT A

Rebello Showalter v. Northern California Chair Corporation
Larry W. Lee Time and Task Chart

Hours	Description of Work
5.4	Review client documents and research Defendant's background and prior litigation history
1.1	Draft PAGA letter; review and revise complaint
1.1	Review and revise joint CMC statement; confer with counsel re same
3.8	Review and revise written discovery.
6.5	Analyze and review Defendant's production of documents and discovery responses to prepare for mediation.
2.2	Confer with co-counsel re deposition of Person Most Qualified; strategize re same.
2.4	Confer with counsel re mediation and mediation data
12.5	Review and revise mediation brief; analyze data and calculate damages for same; attend same
1.3	Review and revise MOU; confer with co-counsel and defense counsel re same.
3.1	Review and revise settlement agreement; confer with counsel re same
2.5	Review and revise Motion for Preliminary Approval and supporting documents
4.3	Confer with class members re settlement issues; confer with settlement administrator re same.
2.1	Review and revise Motion for Final Approval and supporting documents
48.3	TOTAL HOURS