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**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF ALAMEDA**

MARY JANE HINKLE, as an individual
and on behalf of all others similarly situated,

Plaintiff,

vs.

ALAMEDA HEALTHCARE &
WELLNESS CENTER, LLC, a California
limited liability company; and DOES 1
through 50, inclusive,

Defendants.

Case No.: RG21090402

(Assigned to the Honorable Noël Wise, Dept. 21)

**DECLARATION OF LARRY W. LEE IN
SUPPORT OF PLAINTIFF'S MOTION TO
APPROVE SETTLEMENT AGREEMENT
PURSUANT TO THE PRIVATE
ATTORNEYS GENERAL ACT OF 2004**

Date: September 10, 2024

Time: 1:30 P.M.

Dept.: 21

Reservation ID: 679065050734

Action Filed: March 2, 2021

Trial Date: Not 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, P.C., counsel of record for Plaintiff Jane Hinkle ("Plaintiff"). I have personal knowledge of the facts set forth below and if I were to testify I could and would do so competently.

2. I was retained based upon a contingency fee arrangement wherein Plaintiff's counsel agreed to advance all costs and receive no fee unless a recovery was accomplished. Had Plaintiff failed to prevail on this case, counsel for Plaintiff would have spent a significant amount of time, money and other resources without any benefit or return. In addition, had Plaintiff failed to prevail in the present cases, Defendant would have been able to seek reimbursement of their defense of the case.

3. From the inception of the case, Plaintiff's Counsel have zealously represented the interests of Plaintiff and the aggrieved employees ("PAGA Group Members"). The settlement was obtained for the benefit of the PAGA Group Members.

4. I strongly believe that Plaintiff can prevail at trial. However, I also believe in the wisdom of the settlement, which is based on factoring in the inherent risks in drawn-out litigation, as well as the possibility of appeals.

5. After taking into account sharply disputed factual and legal issues involved in this case, the risks attending further prosecution, and the substantial benefits to be received from the compromise and settlement of the litigation, I have concluded that settlement on the terms set forth in the Joint Stipulation of Settlement (“Settlement Agreement”) is appropriate in the best interests of Plaintiff and the PAGA Group Members.

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 Beck, Phleger & Harrison. I graduated cum laude from Arizona State University College of Law in the top 10% of my class. While I was in law school, I was the Associate Managing Editor of the Arizona State University College of Law, Law Journal. Upon graduation, I

1 practiced law as an associate at the Los Angeles County offices of Ogletree Deakins Nash
2 Smoak & Stewart, P.C., a national employment defense law firm that represents a significant
3 number of Fortune 500 companies.

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

26 8. To date, I have incurred approximately 23.9 hours in connection with the
27 litigation of this lawsuit. Attached hereto as **Exhibit A** is a summary of the hours I have incurred
28 to date.

9. The total lodestar for my hours will be approximately \$20,315.00 based on an hourly rate of \$850.00 per hour. 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. I recently increased my hourly rate to \$850.00 per hour. I have been approved at \$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 August 2024, at Los Angeles, California.


Larry W. Lee

EXHIBIT A

Hinkle v. Alameda Healthcare
Larry W. Lee Time and Task Chart

Hours	Description of Work
5.4	Review client documents; research background of Defendant; research potential causes of action and viability of same
.5	Review and revise complaint and PAGA letter
1.1	Review and revise first set of written discovery; review Defendant's responses and document production for same; meet and confer re same.
1.4	Further draft and revise notice of deposition of person most knowledgeable; confer with co-counsel re same.
3.4	Confer with counsel and conduct legal research re impact of <i>Viking River Cruises</i> ; address strategy moving forward re arbitration and whether to stipulate or push for continued litigation of non-individual PAGA claims.
4.5	Further revise data requests for first mediation; confer with co-counsel re same; review and revise first mediation brief; legal research re same; review class data and damages analysis
2.6	Further draft and revise mediation brief for second mediation; confer with co-counsel re same.
3.1	Review and revise long form settlement documents
1.9	Review and revise Motion for Approval and supporting documents
23.9	TOTAL HOURS