

HEATHER DAVIS, SBN 239372
heather@protectionlawgroup.com
AMIR NAYEBDADASH, SBN 232392
amir@protectionlawgroup.com
BRENDAN J. BURTON, SBN 323495
brendan@protectionlawgroup.com
SHADI SAHEBGHALAM, SBN 343403
shadi@protectionlawgroup.com
PROTECTION LAW GROUP, LLP
149 Sheldon Street
El Segundo, California 90245
Telephone: (424) 290-3095
Facsimile: (866) 264-7880

Attorneys for Plaintiff,
SILVIA OSUNA

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF LOS ANGELES, SPRING STREET

SILVIA OSUNA, individually and on behalf
of others similarly situated, and as an
aggrieved employee and Private Attorney
General; ASHLEY LOPEZ, individually and
on behalf of others similarly situated, and as
an aggrieved employee and Private Attorney
General,

Plaintiffs,

vs.

M. PERNECKY MANAGEMENT CORP.,
a California corporation d/b/a McDonald's;
MICHAEL EMMETT PERNECKY, an
individual; and DOES 1 through 50,
inclusive,

Defendants.

Case No.: 21STCV19885

*Assigned for All Purposes to: Hon. Stuart M.
Rice, Department 1*

CLASS ACTION

**DECLARATION OF PLAINTIFF
ASHLEY LOPEZ IN SUPPORT OF
MOTION FOR PRELIMINARY
APPROVAL OF CLASS ACTION AND
PAGA SETTLEMENT**

Hearing Date: November 19, 2025
Hearing Time: 8:30 A.M.
Department: 1

Complaint Filed: March 26, 2021
Jury Trial Date: None Set

DECLARATION OF ASHLEY LOPEZ

I, Ashley Lopez, declare as follows:

1. I am over 18 years of age and a resident of California. I am the proposed Class Representative in the action entitled *Lopez v. M. Pernecky Management Corp.*, Los Angeles County Superior Court, Case No. 21STCV31848. I have personal knowledge of the facts stated herein and if called as a witness I could and would competently testify thereto.

2. I make this Declaration in support of approval of the Parties' Joint Stipulation of Class Action Settlement ("Settlement" or "Settlement Agreement").

3. I was employed by Defendant M. Pernecky Management Corp. ("Defendant") from approximately January 2020 until April 2021. During my employment with Defendant, I worked as a Crew Member, was classified as an hourly non-exempt employee, and was paid on an hourly basis.

4. In or about July of 2021, I decided to seek legal advice about my experiences working for Defendant and about pursuing my grievances against Defendant. I contacted my attorneys at Kyle Todd, P.C., to discuss my employment with Defendant and the ways I believed I had been undercompensated during my employment. I spoke with my attorneys extensively and discussed issues regarding Defendant's policies and practices, and generally my employment with Defendant.

5. After speaking with my attorneys, I agreed to serve as the Class Representative. As part of becoming a Class Representative, I understood that I had a responsibility to the Class. I was aware that serving as a Class Representative could involve additional work including searching for additional documents, potentially having my deposition being taken and participating in discovery, and that I might have to spend significant time working on the case. I still agreed to serve as class representative in order to recover missing wages on behalf of others as well as myself. I wanted to do whatever I could to make sure Defendant was held accountable for not paying its employees for all hours worked and non-compliant meal and rest breaks.

6. Since the filing of this lawsuit, I understood that in representing the interests of other employees, I must consider their interest above my own interests in the Action. I am not

1 aware of any interests that I have had that are contrary to the interests of the proposed Class
2 Members. I also do not know of any conflict of interests that would keep me from adequately
3 representing the Class Members.

4 7. After agreeing to serve as a Class I spoke with my attorneys extensively on a wide
5 variety of subjects about my employment with Defendant including how things were run on a
6 day-to-day basis, Defendant's policies and practices relating to meal and rest periods, how I was
7 compensated, and the training I was provided, both with respect to my job duties generally, and
8 with respect to Defendant's employment practices.

9 8. In addition to these initial conversations, I had several follow up discussions with
10 my attorneys throughout the case when they encountered a problem or needed additional
11 information. I tried to make myself available and provide my attorneys with any additional
12 information they needed.

13 9. Since my case was filed, I have spent considerable time meeting with my attorneys
14 regarding the Action and fulfilling my responsibilities as the Class Representative which included
15 searching for documents I might have related to the Action, reviewing documents with my
16 attorneys, discussing issues regarding Defendant's policies, practices, and procedures, and
17 providing guidance regarding the duties of other non-exempt employees and generally my
18 employment with Defendant.

19 10. Prior to mediations I had an extensive discussion with my attorneys regarding
20 Defendant's employment policies and practices. I helped my attorneys prepare the mediation
21 briefs by providing specific examples based on my experiences working for Defendant including
22 times I was unable to receive my meal breaks and the reasons I was unable to take my meal
23 breaks.

24 11. When the case settled, I reviewed the Settlement Agreement and discussed its
25 terms with my attorneys. In addition, I kept in contact with my attorneys throughout the settlement
26 process and provided additional information when Class Counsel reached out to me.

27 12. I believe I took on a substantial risk agreeing to serve as the Class Representative
28 in this matter despite being made aware that there was no certainty regarding the outcome of the

1 case or how long the case would ultimately take to recover the wages owed to myself and the
2 other Class Members.

3 13. I am aware that the lawsuit is public and that my name would be associated with
4 the lawsuit. Although I was concerned and afraid about being the Class Representative in this
5 public lawsuit, I decided to put my own interests aside and bring a lawsuit that would be beneficial
6 not just for myself, but for all employees and the State.

7 14. I have not yet suffered any adverse consequences as a result of this lawsuit, but
8 neither have I received any benefit for representing the class or for the help I provided my
9 attorneys.

10 15. In addition to the substantial time that was spent on this matter, I have also agreed
11 to a much broader general release of all claims I may have against Defendant, rather than the
12 more limited release agreed to by the class.

13 16. I believe that I have done everything that my attorneys have asked of me and have
14 tried, to the best of my ability, to represent the Class. I think that my efforts helped get the result
15 obtained in this case. Accordingly, I respectfully request that the Court award me a Class
16 Representative Incentive Payment in the amount of \$10,000.00 for my active participation in the
17 Action. Taking into consideration the time I have dedicated to the litigation, the risks I took in
18 order to recover on behalf of not just myself but others, and the general release I have entered on
19 my own behalf, I believe that this amount is reasonable.

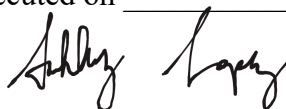
20 17. I am not related to anyone associated with Kyle Todd, P.C.

21 18. I have not entered into any undisclosed settlement agreements, nor have I received
22 any undisclosed compensation in this case. The only compensation I will receive is whatever
23 amount the Court awards as an incentive payment and my share of the Class Payment.

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

06 / 10 / 2025

26 Executed on _____

27 

28 _____
ASHLEY LOPEZ

Title	Lopez Declaration MPA-SIGNED
File name	Lopez Declaration MPA-SIGNED.pdf
Document ID	916056d887e9ea01d3c3b3f6884f21960c1ae21e
Audit trail date format	MM / DD / YYYY
Status	● Signed

Document History



06 / 10 / 2025
21:33:22 UTC

Sent for signature to Ashley Lopez
(lopezz.ashley@gmail.com) from kyle@kyletodd.com
IP: 2600:6c50:a7f:1a9:89ee:f23:fa75:4cfa



06 / 10 / 2025
23:19:25 UTC

Viewed by Ashley Lopez (lopezz.ashley@gmail.com)
IP: 47.34.146.189



06 / 10 / 2025
23:20:54 UTC

Signed by Ashley Lopez (lopezz.ashley@gmail.com)
IP: 47.34.146.189



COMPLETED

06 / 10 / 2025
23:20:54 UTC

The document has been completed.