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**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN DIEGO**

JOSEPH OCASIO, individually, and on
behalf of other members of the general
public similarly situated and on behalf of
other aggrieved employees pursuant to the
California Private Attorneys General Act;

Plaintiff,

vs.

THE GOODMAN GROUP LLC, an
unknown business entity; MONTE VISTA
LODGE LP, an unknown business entity;
MONTE VISTA VILLAGE, an unknown
business entity; and DOES 1 through 100,
inclusive,

Defendants.

Case No.: 37-2021-00014215-CU-OE-CTL

Honorable Timothy Taylor
Department C-72

CLASS ACTION

**DECLARATION OF JOSEPH OCASIO
IN SUPPORT OF PLAINTIFF'S MOTION
FOR FINAL APPROVAL OF CLASS
ACTION SETTLEMENT AND MOTION
FOR ATTORNEYS' FEES AND COSTS,
AND ENHANCEMENT PAYMENT**

[Notice of Motion and Motion for Final
Approval of Class Action Settlement; Notice
of Motion and Motion for Attorneys' Fees
and Costs, and Enhancement Payment;
Declaration of Class Counsel (Edwin
Aiwasian); Declaration of Settlement
Administrator (Mary Butler); [Proposed]
Order Granting Final Approval of Class Action
Settlement and Judgment; and [Proposed]
Order Awarding Attorneys' Fees and Costs,
and Enhancement Payment filed concurrently
herewith]

Date: April 21, 2023
Time: 1:00 p.m.
Department: C-72

Complaint Filed: April 1, 2021
FAC Filed: May 21, 2021
Trial Date: None Set

DECLARATION OF JOSEPH OCASIO

I, **Joseph Ocasio**, hereby declare as follows:

1. I am over 18 years of age and a resident of California. I am the named plaintiff in the above-captioned case. I have personal knowledge of the facts and statements set forth in this declaration, and if called upon to testify, I could and would competently testify thereto.

2. I was employed by Monte Vista Lodge Limited Partnership (erroneously named as “Monte Vista Lodge LP” and “Monte Vista Village”) (“Monte Vista”) in an hourly-paid, non-exempt dishwasher position from June 2019 to approximately September 2019. I decided to seek legal advice about my work experiences with Monte Vista and about pursuing my grievances. I contacted Lawyers *for* Justice, PC and spoke with attorneys there. I wanted to do whatever I could to make sure Monte Vista paid me and other employees what was owed to us and stopped its practice of not properly compensating its employees for all hours worked and non-compliant meal and rest breaks. After speaking with the attorneys, I investigated complex wage-and-hour lawsuits on my own and did some research into the leading class action and employment law firms in California for approximately **8 hours**. Thereafter, I consulted with the attorneys at Lawyers *for* Justice, PC for **6 hours** discussing my situation, complex wage-and-hour class actions and representative actions under the Private Attorneys General Act (“PAGA”) in general, and what it meant to be a named plaintiff, class representative, and a PAGA representative.

3. I have spent over **22 hours** communicating with my attorneys regarding the case and fulfilling my responsibilities as both a class and PAGA representative, which included gathering documents concerning my employment with Monte Vista, reviewing documents with my attorneys and answering their questions, answering questions, and providing guidance regarding the duties of hourly-paid and non-exempt employees, and helping develop a strategy as to what documents and information to obtain from Monte Vista. I routinely checked in with my attorneys and their staff to make sure that they had all of my most current information and any additional information that I had obtained.

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1 4. I was available to answer any questions my attorneys had, and available to speak
2 and meet with my attorneys whenever they needed me. I responded to them as quickly as
3 possible and gave them as much information and identified as many documents as I could. I
4 spent at least **8 additional hours** speaking with my attorneys about the case, identifying
5 potential witnesses, providing my attorneys with documents and information concerning the
6 case, and also describing policies, practices, and procedures of Monte Vista.

7 5. As far as the settlement is concerned, I was available to review documents and
8 answer any questions my attorneys had. I spent about **3 hours** reviewing the settlement
9 agreement and about **3 hours** asking questions and discussing the potential settlement with my
10 attorneys before signing the settlement agreement.

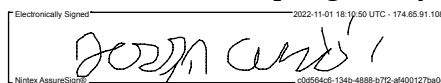
11 6. I believe that I have done everything that my attorneys have asked of me and have
12 tried, to the best of my ability, to represent the class and seek relief for the aggrieved employees
13 and the State of California. I think my efforts helped to get the result obtained in this case, and
14 as a class and PAGA representative, I respectfully request that the Court award me an
15 enhancement payment in the amount of \$7,500.00 for my active participation in this case.
16 Taking into consideration the time that I have dedicated to this case, I believe that this amount is
17 reasonable.

18 7. I am not related to anyone associated with Lawyers *for* Justice, PC.

19 8. I have not entered into any undisclosed agreements, nor have I received any
20 undisclosed compensation in this case. The only compensation I will receive is whatever amount
21 the Court awards as an enhancement payment, as well as my share of the settlement as a class
22 member and as an aggrieved employee.

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

25 Executed this ^{11/01/} day of October 2022, at Spring Valley, California.

26 The image shows a rectangular box containing a handwritten signature in black ink. Above the signature, the text "Electronically Signed" is visible. To the right of the signature, the date and time "2022-11-01 18:19:50 UTC - 174.65.91.108" are printed. Below the signature, the text "Nitrox AssureSign" is visible.

27 Joseph Ocasio
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