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6 Attorneys for Defendant
VPET USA, LLC
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9 SUPERIOR COURT OF THE STATE OF CALIFORNIA
10 COUNTY OF SAN BERNARDINO

11 KARINA MORALES, individually, on
12 representative basis, and on behalf of all others
similarly situated;

13 Plaintiff,

14 vs.
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VPET USA, LLC, a Delaware Limited
16 Liability Company; WORKFORCE
PERSONNEL INC., a California Corporation;
17 and DOES 1 through 20, inclusive,

18 Defendants.
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Case No. CIVSB2108161

Hon. DAVID COHN
Dept. S26

**DECLARATION OF KATHRYN T.
MCGUIGAN IN SUPPORT OF
MOTION FOR FINAL APPROVAL**

1 **DECLARATION OF KATHRYN T. MCGUIGAN**

2 I, Kathryn T. McGuigan, declare and state as follows:

3 1. I am an attorney licensed to practice before all courts in the State of California. I
4 am a partner with the law firm of Morgan, Lewis & Bockius LLP, attorneys of record for
5 defendant VPET USA, LLC (“Defendant”) in this action brought by Plaintiff Karina Morales
6 (“Plaintiff”). I have personal knowledge of the facts set forth in this declaration, and if I were
7 called as a witness, I could and would testify competently to them.

8 2. In preparation for mediation in this matter, I worked with Defendant’s Human
9 Resources and Payroll Departments to obtain information regarding the number of putative class
10 members for the class period. Through these efforts, we determined there were 143 class
11 members.

12 3. Despite our best efforts to obtain the correct and accurate information, due to
13 changes in staffing and payroll processing and acquisition, Defendant discovered there were
14 additional class members that had not been part of the calculations for the Preliminary Approval
15 Motion.

16 4. I have personally reviewed the additional payroll and personnel records and have
17 determined through this review that the correct and final class member and workweeks for this
18 matter are 234 class members and 10,534 workweeks.

19 5. The parties agree to these changes and Defendant has agreed to increase the gross
20 settlement amount by \$50,000 to a total gross settlement amount of \$300,000. The parties have
21 amended the settlement agreement accordingly.

22 6. It is my understanding that the claims administrator has made the adjustments to
23 the class data and payout information.

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

3 Executed this 19th day of October, 2022 in the State of California.

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7 _____
Kathryn T. McGuigan

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San Bernardino Superior Court Case. No. CIVSB2108161

DECLARATION OF KATHRYN T. MCGUIGAN

☐	BY MAIL: by placing the document listed above in a sealed envelope with postage thereon fully prepaid, the United States mail at Los Angeles, California addressed as set forth below. I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.
☐	BY OVERNIGHT MAIL: by placing the document(s) listed above in a sealed Federal Express envelope and affixing a pre-paid air bill, and causing the envelope to be delivered to a Federal Express agent for delivery.
☒	BY E-MAIL SERVICE: by transmitting via e-mail or electronic transmission, pursuant to California Rules of Court, Emergency Rule 12, the document(s) listed above to the person(s) at the e-mail address(es) set forth below.

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

Andrew

Marcella Wagner