

Larry W. Lee (State Bar No. 228175)
Kristen M. Agnew (State Bar No. 247656)
Nicholas Rosenthal (State Bar No. 268297)
DIVERSITY LAW GROUP, P.C.
515 S. Figueroa Street, Suite 1250
Los Angeles, CA 90071
(213) 488-6555
(213) 488-6554 facsimile

William L. Marder, Esq. (State Bar No. 170131)
Polaris Law Group LLP
501 San Benito Street, Suite 200
Hollister, CA 95023
Tel: (831) 531-4214
Fax: (831) 634-0333

Attorneys for Plaintiff and the Class

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SANTA JOAQUIN

JODIE BLANTON JR., as an individual
and on behalf of all others similarly
situated,

Plaintiffs,

vs.

COMMUNICATIONS TEST DESIGN,
INC., a Pennsylvania corporation; and
DOES 1 through 50, inclusive,

Defendants.

Case No.: STK-CV-VOE-2021-5136

**DECLARATION OF NICHOLAS
ROSENTHAL IN SUPPORT OF PLAINTIFFS'
MOTION FOR PRELIMINARY APPROVAL
OF CLASS AND REPRESENTATIVE ACTION
SETTLEMENT**

Date:

Time:

Dept.:

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 0
- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 0
- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8

I, Nicholas Rosenthal, 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 Jodie Blanton Jr. (“Plaintiff”). I have personal knowledge of the facts set forth below and if called to testify I could and would do so competently.

2. I am one of the primary attorneys on this matter. My qualifications are as follows: I received my JD from University of Southern California Gould School of Law in 2009. Upon graduation, I practiced law as an associate at Seyfarth Shaw LLP, representing corporate clients in both single-plaintiff and wage hour class actions. In 2014, I began as an associate at Diversity Law Group.

3. I have handled a number of wage and hour matters including class actions and multiple-plaintiff actions. I have been named as Class Counsel in a number of class actions that have been granted certification or preliminary or final approval by the Superior Courts of Los Angeles County, Orange County, Alameda County, San Diego County, San Joaquin County, Kern County, San Benito County, Sonoma County, Ventura County, San Bernardino County, Fresno County, Sacramento County, Santa Clara County and Monterey County, the United States District Court for the Central District of California, and the United States District Court for the Northern District of California. These cases include, but are not limited to: *Diller v. Under Armour Retail, Inc.*, Santa Clara County Superior Court Case No. 114-CV-265729, *Dall v. Post Alarm Systems*, Los Angeles County Superior Court Case No. BC598528, *Lopez v. Imperial Body Shop, Inc.*, Orange County Superior Court Case No. Case No. 30-2015-00816193-CU-OE-CXC, *Hughes v. Lincare, Inc., et al.*, Monterey County Superior Court Case No. M124764, *Pittman v. Martinez Steel Corporation*, San Bernardino County Superior Court Case No. CIVDS1823132, *Della Maggiora v. Watsonville Community Hospital*, Santa Cruz County Superior Court Case No. 18CV00191, *Randolph v. Pacific Racing Association*, Alameda County Superior Court Case No. RG18908139, *Morones v. Bimbo Bakeries USA, Inc.*, Sacramento County Superior Court Case No. 34-2018-00245481-CU-OE-GDS, *Chavez v. Converse, Inc.*,

1 United States District Court – Northern District of California Case No. 15-cv-03746-NC,
2 *Rodriguez v. Nike Retail Services, Inc.*, United States District Court – Northern District of
3 California Case No. 5:14-CV-1508 BLF; *Foaad Hanna v. Equinix, LLC*, Santa Clara County
4 Superior Court Case No. 18CV339365; *Alicia Harris v. 24 Seven LLC*, Los Angeles County
5 Superior Court Case No. BC720144; *Markham v. Quik Stop Markets, Inc.*, Santa Clara Superior
6 Court Case No. 19CV341582; *Siron v. Raypak, Inc.*, Ventura Superior Court Case No. 56-2019-
7 005279959-CU-OE-VTA; *Carter v. Kline Services, Inc.*, San Bernardino Superior Court Case
8 No. CIVDS1828867; *Pascual v. Satellite Healthcare, Inc.*, Santa Clara County Superior Court
9 Case No. 19CV345211; *Carrillo v. New Balance Athletics, Inc.*, Santa Clara County Superior
10 Court Case No. 19CV352469; *Vogel v. Veolia North America, LLC*, Monterey County Superior
11 Court Case No. 19CV001443; *Holman v. American Sugar Refining, Inc.*, Contra Costa County
12 Superior Court Case No. MSC18-00415; *Gutierrez v. Spa Havens, LP*, San Diego Superior Court
13 Case No. 37-2019-00057065-CU-OE-NC, *Cruzado v. Ontario T, Inc.*, San Bernardino Superior
14 Court Case No. CIVSB2027249, *Diaz v. Acuity Brands Lighting, Inc.*, San Bernardino Superior
15 Court Case No. CIVDS2015583, *Dunn v. Universal Plant Services, Inc.*, Solano County Superior
16 Court Case No. FCS056134, *Martinez v. COGIR Management USA, Inc.*, San Joaquin County
17 Superior Court Case No. STK-CV-UOE-2020-0001215, *O'Connor v. Schwan's Consumer*
18 *Brands, Inc.*, Sacramento County Superior Court Case No. 34-2019-00250574, and *Ray v. C&W*
19 *Facility Services, Inc.*, San Bernardino Superior Court Case No. CIVSB2101321.

20 4. Based on my own independent investigation and evaluation, I am of the opinion
21 that the settlement for the consideration and on the terms set forth in the Class Action Settlement
22 Agreement and Release (“Settlement Agreement”) is fair, reasonable, and adequate and that the
23 settlement is in the best interests of the Settlement Class, in light of all known circumstances and
24 the expenses and risks inherent in litigation. I also believe in the fairness of the settlement based
25 on factoring in the uncertainty and risks to Plaintiffs involved in not prevailing on their class
26 claims at trial and the possibility of appeals.

27 5. I have no conflicts with the Settlement Class and will adequately represent the
28 Settlement Class.

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 on this 17th day of January 2023, at Los Angeles, California.

4 
5 _____
6 Nicholas Rosenthal
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28