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Attorneys for Plaintiff and the Proposed Class

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

GRANT WESTBROOK, an individual, on
behalf of himself and others similarly situated

PLAINTIFF,

v.

C.L.M.P. LTD.; and DOES 1 thru 50,
inclusive,

DEFENDANTS.

CASE NO. 37-2021-00019187-CU-OE-CTL

[Case Assigned for All Purposes to Hon.
Ronald F. Frazier in Dept. C-65]

**DECLARATION OF GRANT
WESTBROOK IN SUPPORT OF FINAL
APPROVAL OF CLASS SETTLEMENT**

Date: September 29, 2023

Time: 8:30 A.M.

Dept.: C-65

Complaint Filed: April 29, 2021

FAC Filed: July 6, 2021

SAC Filed: April 27, 2023

Trial Date: None Set

DECLARATION OF GRANT WESTBROOK

I, Grant Westbrook, state and declare as follows:

1. I am a competent adult, over the age of eighteen, and the named Plaintiff in the above-captioned matter. The following is based upon my personal knowledge, and if called as a witness, I could and would testify competently thereto.

2. I am a former employee of Defendant C.L.M.P. LTD. ("C.L.M.P." or "Defendant") as an hourly employee.

3. I brought this lawsuit, on behalf of myself and all other Class Members, against Defendant because I believe that C.L.M.P. did not pay all wages for overtime work, provide meal breaks, provide accurate itemized wage statements, and pay wages within the statutory time limits after termination to me and other employees.

4. I understand that I am representing other employees and I believe that I am able to represent them well.

5. I first researched experienced attorneys who are very experienced with these types of lawsuits. Once retained, I compiled relevant documents from my employment to assist my attorneys in litigating this case. I worked with my attorneys to develop the facts and legal claims in this lawsuit. The lawsuit was filed on April 29, 2021.

6. Throughout the litigation, I have provided my attorneys with helpful information for this lawsuit and for the Settlement as needed. Additional work in connection with this matter includes providing information to my attorneys regarding my employment with Defendant, staying in regular contact with my attorneys to discuss the status of the case, responding promptly to my attorneys' various communications regarding this matter; and reviewing and analyzing the settlement agreement and settlement papers to ensure the settlement was fair and reasonable and in the best interests of the Class Members.

7. I have worked to actively represent the other Class Members and their interests.

8. I have always kept the Class Members interests at heart in this litigation.

9. I am prepared to continue assisting with this litigation and am committed to

1 achieving the best possible results for the Class.

2 10. I believe that the class action settlement obtained on behalf of the Class is fair and
3 reasonable in light of the issues involved in this case. As mentioned above, I reviewed and
4 discussed the Settlement Agreement with my attorneys and asked them questions about it to ensure
5 that I understood its terms and what it would mean for all of the class members.

6 11. I believe that I have fairly represented the absent Class and request that the Court
7 finally approve this settlement and confirm me as Class Representative.

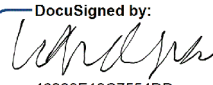
8 12. I am not aware of any conflicts of interest that prevent me from being confirmed as
9 Class Representative in this Action. I am not related in any way to my attorneys or to any other
10 member of the firm that is representing me. I have no business dealings or other involvement
11 beyond this lawsuit and this representation. I have not been promised any money or inducement
12 to serve as Class Representative in this Action.

13 13. It is my opinion that the settlement agreement provides for a fair and adequate
14 enhancement for me as a Class Representative, in the amount of \$5,000.00. I believe that this is
15 fair and reasonable in light of all of the work that I have performed in my role as Class
16 Representative. As Class Representative, I have actively participated in all stages of the litigation,
17 as detailed above, and have always maintained the best interests of the Class while performing my
18 Class Representative duties.

19 14. It is also my opinion that the Class Representative enhancement is fair, reasonable,
20 and adequate because, in addition to the many hours spent participating in the prosecution of this
21 case, I accepted the potential risk of being liable for Defendant's attorneys' fees and costs if we
22 were unsuccessful in this Action. Likewise, I risk the potential stigma of being a Class
23 Representative in a class action labor dispute, which may affect my future employability.

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

26 Executed this 05 day of September, 2023 at Hemet,
27 California.

DocuSigned by:

Grant Westbrook

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(PROOF OF SERVICE)
[CCP 1013(a)(3)]
STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State of California. I am over the age of 18 years and not a party to the within action. My business address is 16133 Ventura Boulevard, Suite 1200, Encino, California 91436.

On September 6, 2023, I served all interested parties in this action the following documents described as: **DECLARATION OF GRANT WESTBROOK IN SUPPORT OF FINAL APPROVAL OF CLASS SETTLEMENT** by placing a true copy thereof enclosed in a sealed envelope addressed as follows:

Jennifer S. Branch
Ryan Blackstone-Gardner
jbranch@lbbklaw.com
rbg@lbbklaw.com
Lagasse Branch Bell + Kinkead LLP
4365 Executive Dr., Suite 950
San Diego, CA 92121

☐ **(BY MAIL)** I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with U.S. postal service on that same day with postage fully prepaid at Encino, California 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 ELECTRONIC SERVICE:** I caused a true and correct copy thereof to be electronically filed using the Labor and Workforce Development Agency Electronic Filing ("EF") System (<https://dir.tfaforms.net/315>) and service was completed by electronic means by transmittal of the documents referenced herein on the EF System.

☒ **BY ELECTRONIC MAIL TRANSMISSION:** I caused the document to be send to the persons at the e-mail address(es) listed on the attached service list. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful. A pdf copy of which was sent via email to the below email address(es).

☒ **(STATE)** I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on September 6, 2023, at Encino, California.



Michelle Tanzer