

DANIEL F. GAINES, ESQ. SBN 251488
daniel@gaineslawfirm.com
ALEX P. KATOFISKY, ESQ. SBN 202754
alex@gaineslawfirm.com
EVAN S. GAINES, ESQ. SBN 287668
evan@gaineslawfirm.com
GAINES & GAINES, APLC
4550 East Thousand Oaks Boulevard, Suite 100
Westlake Village, California 91362
Telephone: (818) 703-8985
Facsimile: (818) 703-8984

Attorneys for Plaintiff Dinesha White
and Proposed Class Counsel

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF SACRAMENTO

DINESHA WHITE, on behalf of herself
and all “aggrieved employees” pursuant to
Labor Code § 2698 *et seq.*,

Plaintiffs,

v.

WING PROS, INC., a California
corporation, and DOES 1 through 10,
inclusive,

Defendants.

CASE NO: 34-2021-00303521

*Assigned to the Hon., Richard K. Sueyoshi, Dept.
53*

**DECLARATION OF DINESHA WHITE IN
SUPPORT OF UNOPPOSED MOTION FOR
PRELIMINARY APPROVAL OF CLASS
ACTION SETTLEMENT**

Date: July 13, 2023

Time: 1:30 p.m.

Dept.: 53

Reservation #2720918

Complaint Filed: July 2, 2021

1 I, DINESHA WHITE, hereby declare and state as follows:

2 1. I am a named Plaintiff in this lawsuit against Defendant Wing Pros, Inc.
3 (“Defendant”) and I submit this declaration in support of Plaintiff’s Unopposed Motion for
4 Preliminary Approval of Class Action Settlement. I am a competent adult and worked for
5 Defendant as a non-exempt employee in Sacramento County during the relevant time period. I
6 have personal knowledge of the facts set forth herein, and if called as a witness to testify to them,
7 I could and would do so competently.

8 2. I contacted my current attorneys when I questioned the employment practices of
9 Defendant prior to commencing this lawsuit. I accepted the opportunity to act as a Class
10 Representative in a class action on behalf of other employees of Defendant whom I believed were
11 being subjected to labor law violations. Although presented with the opportunity, I did not pursue
12 this case on an individual basis and instead did so as a class action so that I could help other
13 employees recover for what I believed were Defendant’s illegal practices.

14 3. Specifically, I questioned Defendant’s policies of failing to pay all wages; failing to
15 provide all meal and rest periods; failing to pay all gratuities; failing to timely compensate
16 employees upon separation; and issuing its employees deficient wage statements. Through many
17 discussions with my lawyers, I learned these may be illegal practices and Defendant’s employees
18 might have recourse for them.

19 4. By bringing this lawsuit, and throughout its course, I have put the interests of the
20 class ahead of my own. I understood that I could possibly earn a small enhancement payment if
21 this case resolved itself favorably, but always knew that I could also be responsible for paying
22 Defendant’s attorneys’ fees and costs if it did not. My goal in bringing this lawsuit was to obtain
23 a recovery on behalf of the class, and even more importantly, to put an end to what I believed were
24 illegal practices on the part of Defendant. I believe I have achieved both through this lawsuit and
25 settlement.

26 \\\n

27 \\\n

28

5. I am very happy about the results of this litigation. I am satisfied that Defendant is compensating class members for unpaid wages, unpaid gratuities, premium wages for missed meal and rest periods, penalties, and interest that I believe we are due.

6. At the onset of this case, I spent time through numerous phone calls with several of my attorneys explaining what I understood to be the policies and procedures of Defendant and how they were applied to me and others I worked with. During the course of this litigation, up through and following the settlement process, I kept actively involved with its status, tracking the status of the case and participating as much as possible.

7. While I have not maintained detailed time records of my activities in connection with this litigation, I believe that I have spent a total of approximately 25 hours assisting my attorneys with the preparation of this case, and doing work and analysis independent from my attorneys both before and during this case, including conducting an independent investigation of the facts and attending a full-day mediation.

8. Before this litigation commenced, and throughout its course, I have spent approximately 12.5 or more hours gathering, organizing, and reviewing documents and information for this lawsuit. I sifted through many of my own documents and reviewed information produced by Defendant as part of this case.

9. I have communicated with my attorneys several times per month to track my case's status. I have taken an active involvement in this matter throughout its course.

10. This lawsuit will almost certainly result in reputational harm to me. There is a stigma associated with suing anyone, let alone your former employer. I will probably be adversely affected when it comes to obtaining future employment – employers who learn that I sued Defendant in a class action will likely avoid hiring me.

11. I do not believe that I have any conflicts with other members of the class. My interests in bringing this lawsuit – for Defendant to change its labor practices going forward and to compensate current and former employees – are the same as those of all other class members.

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 June 1, 2023 at Rancho Cordova, California.

4 

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

Title	Signature for Declaration
File name	White Decl v1.docx
Document ID	955ad6373fe03bf729e50d755f80aab9e2a22c4f
Audit trail date format	MM / DD / YYYY
Status	● Signed

Document history

 SENT	06 / 01 / 2023 22:22:37 UTC	Sent for signature to Dinesha White ( from office@gaineslawfirm.com 
 VIEWED	06 / 02 / 2023 18:16:20 UTC	Viewed by Dinesha White  
 SIGNED	06 / 02 / 2023 18:19:01 UTC	Signed by Dinesha White  
 COMPLETED	06 / 02 / 2023 18:19:01 UTC	The document has been completed.