

Edwin Aiwarzian (SBN 232943)
Arby Aiwarzian (SBN 269827)
Joanna Ghosh (SBN 272479)
LAWYERS for JUSTICE, PC
410 West Arden Avenue, Suite 203
Glendale, California 91203
Tel: (818) 265-1020 / Fax: (818) 265-1021

Attorneys for Plaintiff and the Class

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF RIVERSIDE**

SAMUEL ELLIOTT, 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.

MED-DATA, INCORPORATED,
CARDON HEALTHCARE NETWORK,
INC., DIVERSIFIED HEALTHCARE
SERVICES, INC., ALEGIS REVENUE
GROUP, LLC, AND MEDNAX
SERVICES, INC.; and DOES 1 through
100, inclusive,

Defendants.

Case No.: RIC1901865

Honorable Craig C. Riemer
Department 1

CLASS ACTION

**DECLARATION OF EDWIN AIWAZIAN
IN SUPPORT OF PLAINTIFF'S MOTION
FOR FINAL APPROVAL OF CLASS
ACTION SETTLEMENT, ATTORNEYS'
FEES, COSTS, AND ENHANCEMENT
AWARD**

[Notice of Motion and Motion for Final
Approval of Class Action Settlement,
Attorneys' Fees, Costs, and Enhancement
Award; Declaration of Class Representative
(Samuel Elliott); Declaration of Settlement
Administrator (Cassandra Polites); and
[Proposed] Final Approval Order and
Judgment filed concurrently herein]

Date: August 12, 2022
Time: 9:00 a.m.
Department: 1

Complaint Filed: March 13, 2019
FAC Filed: September 9, 2021
SAC Filed: March 9, 2022
Trial Date: None Set

DECLARATION OF EDWIN AIWAZIAN

I, Edwin Aiwazian, hereby declare as follows:

1. I am an attorney licensed to practice law in the State of California. I am a member of Lawyers *for* Justice, PC, attorneys of record for Plaintiff Samuel Elliott (“Plaintiff”) and the Class. The facts set forth in this declaration are within my personal knowledge or based on information and belief, and, if called as a witness, I could and would competently testify as follows.

PRELIMINARY APPROVAL OF SETTLEMENT

2. On April 6, 2022, in Department 1 of the above-entitled Court, the Honorable Craig C. Riemer preliminarily approved the Class Action and PAGA Settlement Agreement and Amendment No. 1 to Class Action and PAGA Settlement Agreement and Amendment No. 2 to Class Action and PAGA Settlement Agreement (together, “Settlement,” “Agreement,” or “Settlement Agreement”) entered into between Plaintiff and Defendants Med-Data, Incorporated, Cardon Healthcare Network, Inc., Diversified Healthcare Services, Inc., Alegis Revenue Group, LLC, and Mednax Services, Inc. (together, “Defendants”), and conditionally certified the Class for settlement purposes. The Court preliminarily appointed Plaintiff Samuel Elliott to represent the Class (“Class Representative”). The Court also preliminarily appointed and designated Lawyers *for* Justice, PC to represent the Class (“Class Counsel”). The Court approved and ordered the mailing of the Notice of Class Action Settlement, Exclusion Form, and Objection Form (together, the “Notice Packet”), adopted the notice, opt-out, and objection procedures, and ordered their implementation. The Court appointed Simpluris, Inc. to serve as the third-party administrator (“Simpluris” or “Settlement Administrator”) for handling the notice and settlement administration process.

3. As of the date of filing the accompanying Motion for Final Approval, no Class Members have objected to the Settlement or the request for Attorneys’ Fees and Costs, Enhancement Award, Settlement Administration Costs, or allocation for the penalties under the Private Attorneys General Act of 2004, California Labor Code section 2698, et seq. (“PAGA”).

///

WORK PERFORMED BY CLASS COUNSEL

4. I have been actively engaged in litigating this matter since prior to the commencement of the above-captioned action on March 13, 2019, as have several other attorneys and members in our firm.

5. Lawyers for Justice, PC has actively participated in all phases of the litigation process. Before initiating the action, Class Counsel investigated and researched the facts and circumstances underlying the pertinent factual and legal issues and applicable law. This required thorough discussions and interviews between attorneys at our firm and Plaintiff, and research into the various legal issues involved in the case, namely, the current state of the law as it applied to certification, off-the-clock theory, meal and rest periods, wage-and-hour law and enforcement, the claims of Plaintiff, and potential defenses. After conducting initial investigation, our firm determined that the claims of Plaintiff were well-suited for class-wide and representative adjudication owing to what appeared to be a common course of conduct affecting a similarly situated group of current and former hourly-paid or non-exempt employees who worked for Defendants, who were not properly compensated for, *inter alia*, all hours worked, non-compliant meal and rest periods, and business expenses.

6. Prior to reaching the Settlement, the parties used the pre-mediation time period to investigate the veracity, strength, and scope of the claims, and also to prepare the matter for class certification, representative adjudication, and trial. The parties conducted significant informal discovery and investigation into the facts of the case, and also informally exchanged a large volume of information and data in preparation for mediation. Class Counsel interviewed and obtained information from Plaintiff and other Class Members, including and not limited to the names of potential witnesses, and reviewed and analyzed a volume of documents and data obtained from Plaintiff, Defendants, and other sources. The documents and data reviewed and analyzed by Class Counsel included, and were not limited to, employment records of Plaintiff and another Class Member, a detailed sampling of Class Members' time and pay data (including, but not limited to, Timecard Reports, Check Vouchers, and Wage and Tax Reports), multiple iterations of Defendants' employee handbooks and guides, Defendants' policy

1 acknowledgements (including, but not limited to, Med-Data Employee Handbook's
2 Acknowledgement of Receipt and Review and Diversified Healthcare Resources' Handbook
3 Acknowledgement), job descriptions, Defendants' operations and employment practices, forms
4 (including, but not limited to, Med-Data Meal Break Waiver – Employee Shift 6 Hours or Less),
5 and policies (including, but not limited to, Cardon Outreach's Travel & Expense Reimbursement
6 Policies and Procedures, Med-Data National Travel & Expense Reimbursement Policies and
7 Procedures, and Rest and Meal Breaks policies), among other documents and data. Class
8 Counsel researched applicable law, developed violation, damages, and penalties valuation
9 models in preparation for mediation, and met and conferred with Defendants' counsel on
10 numerous occasions, e.g., to discuss issues relating to the pleadings, case management, motion
11 practice, discovery, and production of various documents and data prior to mediation. Other
12 work performed by Class Counsel included, and was not limited to, case strategy and analysis;
13 drafting, reviewing, and revising pleadings, mediation briefs, and settlement approval motion
14 papers; preparing and appearing for court proceedings; and preparing for and engaging in two (2)
15 mediation sessions and extensive settlement negotiations.

16 7. As outlined herein, the parties have conducted significant informal discovery and
17 investigation during the course of litigating the case. Class Counsel analyzed thousands of pages
18 of documents and data obtained from Plaintiff, Defendants, and other sources. These documents
19 and data provided a critical understanding of the nature of the work performed by the Class
20 Members, as well as Defendants' operations and employment policies, practices, and procedures,
21 and were used in analyzing liability, damages, and valuation issues in connection with all phases
22 of the litigation, and ultimately with the mediation and settlement negotiation process. Class
23 Counsel also performed significant research into the law concerning Defendants' defenses.

24 8. After conducting significant investigation of the facts and law during the
25 prosecution of the case, counsel for the parties engaged in extensive settlement negotiations to
26 try to resolve the entire matter. These efforts included participating in two (2) formal mediation
27 sessions conducted by Hon. Michael Latin (Ret.), a well-regarded mediator experienced in
28 mediating complex labor and employment matters. During all settlement discussions, the parties

1 conducted their negotiations at arm's length in an adversarial position. Prior to and during
2 mediation and settlement discussions, the parties exchanged information and data, and discussed
3 all aspects of the case, including the risks and delays of further litigation, the risks to the parties
4 of proceeding with class certification and trial, the law relating to off-the-clock theory, meal and
5 rest periods, representative PAGA claims, and wage-and-hour law and enforcement, the evidence
6 produced and analyzed, and the possibility of appeals, among other things. Arriving at a
7 settlement that was acceptable to the parties was not easy. Defendants also contended that
8 individualized questions of fact predominate over any common issues, and these issues would
9 pose challenges to certification and representative adjudication. Defendants and their counsel
10 felt very strongly about Defendants' ability to prevail on the merits and to obtain a denial of class
11 certification, while Plaintiff and Class Counsel believed that class certification would be
12 obtained and that they would prevail at trial. With the aid of the mediator's evaluation, the
13 parties agreed that the case was well-suited for settlement given the legal issues relating to
14 Plaintiff's principal claims, as well as the costs and risks to the parties that would attend further
15 litigation. These risks of further litigation include, and are not limited to, a determination that
16 the claims are unsuitable for class treatment and/or representative adjudication, failure to obtain
17 certification, class de-certification after certification of a class, allowing a jury to decide the
18 claims asserted in the case, and the real possibility of no recovery after years of litigation.

19 9. As set forth more fully in the accompanying Motion for Final Approval, Class
20 Counsel seeks attorneys' fees in the amount of \$547,750.00, which is thirty-five percent (35%)
21 of the Settlement Sum of \$1,565,000.00, as set forth in the Settlement Agreement and the Notice
22 of Class Action Settlement. Pursuant to the contingency-fee agreement entered into by and
23 between Plaintiff and Class Counsel, Plaintiff has agreed to a contingency fee of at least thirty-
24 five percent (35%) of the recovery.

25 10. I am aware that the common and acceptable rate for contingency representation in
26 wage and hour class action litigation is normally 40% before trial, with the range being from
27 33.3% up to 50%.

28 ///

11. The attorneys' fees sought are commensurate with: (1) the risk that Class Counsel took in commencing the case; (2) the time, effort, and expense that Class Counsel dedicated to the case; (3) the skill and determination that Class Counsel has shown; (4) the results that Class Counsel has achieved throughout the litigation; (5) the value of the settlement that Class Counsel has achieved in the case; and (6) the other cases that Class Counsel has turned down in order to devote its time and efforts to this matter.

12. Lawyers for Justice, PC has no fee-splitting agreement with any other attorney or law firm regarding this case.

13. While not necessarily required to be demonstrated because the contingent fee is proper for this settlement, Class Counsel has incurred many hours of work in connection with prosecuting the case such that the award of attorneys' fees is also justified under a lodestar analysis with a multiplier of 1.54. Class Counsel has spent a total of **529.40 hours** performing tasks and obtaining recovery on behalf of Plaintiff, the Class Members, and the State of California. Attached hereto as "**EXHIBIT A**" is an Attorney Task and Time Chart that sets forth in detail the breakdown of time for the tasks performed by attorneys at Lawyers for Justice, PC. The chart was prepared through extensive review of detailed memoranda and notes prepared by attorneys who worked on this case (including, and not limited to, memoranda and notes detailing the days and/or number of hours spent on a certain task or assignment), correspondence to and from attorneys who worked on this matter, court filings, and other documents maintained in the firm's case management system and physical and electronic files for this matter. These hours include work done by myself and several other attorneys at the firm. Lawyers for Justice, PC also had litigation support personnel actively engaged in assisting with the prosecution of this matter.

14. The attorneys identified below have worked on this case, and they have performed their work in this matter exclusively on a contingency basis:

///

///

///

LAWYERS for JUSTICE, PC – Attorney Hours, Rates, and Lodestar						
Attorney	Title	CA Bar No.	Admit Year	Rate	Total Hours	Lodestar
Edwin Aiwarzian	Managing Attorney	232943	2004	\$850	146.30	\$124,355.00
Arby Aiwarzian	Shareholder	269827	2010	\$775	112.80	\$87,420.00
Joanna Ghosh	Attorney	272479; 5188149 (NY)	2010; 2013 (NY)	\$725	5.00	\$3,625.00
Elizabeth M. R-H Parker-Fawley	Attorney	301592	2014	\$575	12.80	\$7,360.00
Melissa LeBlanc	Attorney	283080	2012	\$575	33.00	\$18,975.00
Stephanie S. Ponek	Attorney (former)	306205	2015	\$575	9.60	\$5,520.00
Tiffany J. Hyun	Attorney	311743	2016	\$575	49.60	\$28,520.00
Stephen P. Hoffman	Attorney (former)	287075	2012	\$525	42.60	\$22,365.00
Brian J. St. John	Attorney	304112	2015	\$525	82.10	\$43,102.50
Melissa A. Huether	Attorney (former)	316604	2017	\$475	0.90	\$427.50
Christine S. Capitulo	Attorney (former)	316880	2017	\$475	1.10	\$522.50
Tehniat Zaman	Attorney (former)	321557	2018	\$475	4.40	\$1,870.00
Margaux V. Roussel	Attorney (former)	323398	2018	\$475	1.30	\$617.50
Shahin Y. Mehvary	Attorney (former)	323455	2018	\$400	19.30	\$7,720.00
Alexandra Rose	Attorney	329407	2019	\$400	8.60	\$3,440.00
Total:					529.40	\$355,840.00

15. The billing rates for each of the attorneys listed above who worked on this matter, which range from \$400 to \$850 per hour, are reasonable and commensurate with the background, training, and experience of the attorneys that are listed above as well as our firm, in litigating complex wage-and-hour class and representative actions. The California Supreme Court has held that the reasonable hourly rate used for the lodestar calculation is the “prevailing [rate] in the community for similar work.” *PLCM Group v. Drexler* (2000) 22 Cal.4th 1084, 1095; see also *Ketchum v. Moses* (2001) 24 Cal.4th 1122, 1132 (stating that “the lodestar is the basic fee for comparable legal services in the community”). Courts in California have approved comparable hourly rates for similar work performed by other attorneys in the community. See *Lopez v. Management and Training Corporation* (S.D. Cal. 2020) No. 17cv1624 JM(RBM), 2020 WL 1911471, at **8-9 (approving rates up to \$900 for a partner and a rate of \$500 for an associate as

reasonable in a wage-and-hour class action filed in southern California); *Hartless v. Clorox Co.* (S.D. Cal. 2011) 273 F.R.D. 630, 643-44, *aff'd* in part, 473 Fed.Appx. 716 (9th Cir. 2012) (approving rates of \$675-\$795 for partners and up to \$410 for associates in complex litigation involving product misrepresentation filed in San Diego County); see, e.g., *Campbell v. Best Buy Stores, L.P.* (C.D. Cal. 2016) No. LA CV12-07794 JAK (JEMx), 2016 WL 6662719, at *9 (finding that hourly rates between \$375 and \$875 for attorneys were reasonable in a wageand-hour class action filed in Los Angeles County); see *Ibarra v. Wells Fargo, N.A.* (C.D. Cal. 2018) No. CV 17-4344 PA (ASX), 2018 WL 5276295, at *4 (approving an hourly rate of \$775 and \$725 for attorneys with experience in a wage-and-hour class action filed in Los Angeles County); see *Bradley Taylor, et al. v. TIC – The Indus. Co.* (C.D. Cal. 2018) No. EDCV16186VAPSPX, 2018 WL 6131198, at *10 (finding that hourly rates of \$695 to \$425 were reasonable in a wage-and-hour class action filed in San Bernardino County).

16. Lawyers for Justice, PC has been awarded attorneys' fees, compensating the firm at the blended rate of at least \$650 per hour for legal services performed, by courts granting approval of wage-and-hour settlements in other cases: final approval of the class and representative action settlement in *David Dugan v. TEC Equipment, Inc., et al.* (Los Angeles Superior Court Case No. 19STCV01591) was granted on July 8, 2021, and the award of attorneys' fees involved an hourly rate of \$936.47; final approval of the class and representative action settlement in *Larry Greenwood, et al. v. Scan Health Plan* (Los Angeles Superior Court Case No. BC715157) was granted on April 20, 2021, and the award of attorneys' fees involved an hourly rate of \$919.57; final approval of the class action settlement in *Thereasa Carrozzella v. Basalite Concrete Products, LLC* (Sacramento County Superior Court Case No. 34-2017-00220214-CU-OE-GDS) was granted on February 21, 2020, and the award of attorneys' fees involved an hourly rate of \$766.05; final approval of the class and representative action settlement in *Alice Rutledge, et al. v. Healthport Technologies, LLC* (Alameda County Superior Court Case No. RG16835813) was granted on June 11, 2019, and the award of attorneys' fees involved an hourly rate of \$764.82; final approval of the class and representative action settlement in *Seth Swan v. Pace Supply Corp.* (Sonoma County Superior Court Case No.

SCV258764) was granted on February 6, 2019, and the award of attorneys' fees involved an hourly rate of \$855.96; final approval of the class and representative action settlement in *Stanley Bland, et al. v. Telecare Corporation* (Alameda County Superior Court Case No. RG16811450) was granted on November 21, 2018, and the award of attorneys' fees involved an hourly rate of \$831.38; final approval of the class and representative action settlement in *Maryjo Ungerbuhler Anderson v. Boyett Petroleum* (Stanislaus County Superior Court Case No. 2020582) was granted on May 15, 2018, and the award of attorney's fees involved an hourly rate of \$780.77; final approval of the class and representative action settlement in *Demetrius Camarillo v. Blue Diamond Growers* (Sacramento County Superior Court Case No. 34-2015-00175871) was granted on June 30, 2017, and the award of attorneys' fees involved an hourly rate of \$845.64.

ADEQUACY OF LAWYERS *for* JUSTICE, PC

EDUCATION

17. In May of 2004, I graduated from *Pepperdine University School of Law* with a Juris Doctor degree. I have extensive formal training in dispute resolution and negotiation from the Straus Institute for Dispute Resolution as part of its Masters in Dispute Resolution degree program. In addition, I have previously served as a *pro bono* mediator for the Los Angeles County Superior Court. In October of 2000, I obtained a Litigation Paralegal Certificate from the *UCLA Extension Program*. During the summer of 2000, I studied Legal Writing at *Harvard University*. In April of 1999, I obtained a Bachelor of Arts degree in Communication with a concentration in Natural Sciences from *Pepperdine University*.

JUDICIAL EXTERNSHIPS

18. From approximately September 2002 to approximately December 2002, I served as a Judicial Extern to the Honorable Kim McLane Wardlaw of the *United States Court of Appeals for the Ninth Circuit*. From approximately June 2002 to approximately August 2002, I served as a Judicial Extern to the Honorable Earl Johnson, Jr. of the *California Court of Appeal for the Second Appellate District*.

///

///

LITIGATION AND CLASS ACTION EXPERIENCE

19. In December of 2004, I obtained a license to practice law from the California State Bar. From approximately December 2004 to approximately August 2008, I was employed by *Girardi & Keese*.

20. At *Girardi & Keese*, my practice focused on class actions and other complex cases involving toxic torts and products liability. In addition, I gained substantial experience on cases involving insurance bad faith, premises liability, and medical negligence. While employed by *Girardi & Keese*, I argued approximately 100 motions, took or defended approximately 150 depositions, and prepared dozens of expert witnesses for deposition or trial.

21. Since its inception, in or around October of 2008, *Lawyers for Justice, PC* has almost exclusively focused on the prosecution of consumer and employment class actions, involving wage-and-hour claims, race discrimination, unfair business practices or consumer fraud. Currently, we are the attorneys of record in over a dozen employment-related putative class actions in both state and federal courts in the State of California. Our firm has successfully litigated cases involving the executive, administrative, and other overtime exemptions to the State of California and federal overtime compensation requirements. During this relatively short time, in association with other law firms, we have recovered millions of dollars on behalf of thousands of individuals in California.

**EXAMPLES OF RESULTS IN WAGE AND HOUR CLASS ACTION AND
REPRESENTATIVE ACTION CASES**

22. What follows are just a few examples of the type of results *Lawyers for Justice, PC* (“LFJ”) has achieved on behalf of our clients:

a) LFJ, in association with co-counsel therein, represented the plaintiffs in a wage-and-hour class action against a major property management company involving allegations of misclassification of various “manager” positions. On September 20, 2010, the court granted final approval of the class action settlement. The Los Angeles County Superior Court Case Number is BC400414.

///

1 b) LFJ, in association with co-counsel therein, represented the plaintiffs in a
2 wage-and-hour class action against a national retailer of household items involving allegations of
3 misclassification of the “Assistant Store Manager” position. On October 28, 2010, the court
4 granted final approval of the class action settlement. The Los Angeles County Superior Court
5 Case Number is BC413498.

6 c) LFJ, in association with co-counsel therein, represented the plaintiffs in a
7 wage-and-hour class action against a national property management company involving
8 allegations of misclassification of the “Property Manager” position. On May 23, 2012, the court
9 granted final approval of the class action settlement. The Los Angeles County Superior Court
10 Case Number is BC430918.

11 d) LFJ, in association with co-counsel therein, represented the plaintiffs in a
12 wage-and-hour class action against a national retailer involving allegations of misclassification
13 of the “Store Manager” position. On June 10, 2011, the court granted plaintiffs’ motion for class
14 certification. On August 26, 2013, the court granted final approval of the class action settlement.
15 The Los Angeles County Superior Court Case Number is BC424012.

16 e) LFJ, in association with co-counsel therein, represented the plaintiff in a
17 wage-and-hour class and PAGA representative action against a bank, involving allegations of
18 misclassification of the “Assistant Branch Manager” position. On August 27, 2013, the court
19 granted final approval of the class and PAGA representative action settlement. The Kern County
20 Superior Court Case Number is S-1500-CV-273194-LHB.

21 f) LFJ, in association with co-counsel therein, represented the plaintiff in a
22 wage-and-hour class and PAGA representative action against a national wholesale distributor of
23 plumbing and builder supplies, involving allegations of misclassification of multiple salaried
24 “manager” positions. On May 22, 2014, the court granted final approval of the class and PAGA
25 representative action settlement. The Sacramento County Superior Court Case Number is 34-
26 2012-00136285.

27 ///

28 ///

1 g) LFJ, in association with co-counsel therein, represented the plaintiff in a
2 wage-and-hour class action against a multinational corporation that provides global workplace
3 solutions, involving allegations of misclassification of the “Operations Manager” position. On
4 September 16, 2014, the court granted plaintiff’s motion for class certification. The Los Angeles
5 County Superior Court Case Number is BC478769.

6 h) LFJ, in association with co-counsel therein, represented the plaintiff in a
7 wage-and-hour class and PAGA representative action against a national retailer of household
8 items, on behalf of hourly-paid or non-exempt employees. On May 27, 2015, the court granted
9 final approval of the class and PAGA representative action settlement. The San Francisco
10 County Superior Court Case Number is CGC-13-532344.

11 i) LFJ, in association with co-counsel therein, represented the plaintiff in a
12 wage-and-hour class and PAGA action involving allegations of misclassification of the salaried
13 residential “Property Manager” position. On September 17, 2015, the court granted plaintiff’s
14 motion for class certification. On October 20, 2017, the court granted final approval of the class
15 and PAGA representative action settlement. The Los Angeles County Superior Court Case
16 Number is BC474784.

17 j) LFJ, in association with co-counsel therein, represented the plaintiffs in a
18 wage-and-hour class and PAGA representative action against a national retailer of upscale
19 hardware and home furnishings, on behalf of non-exempt employees. On April 28, 2016, the
20 court granted final approval of the class and PAGA representative action settlement. The Los
21 Angeles County Superior Court Case Numbers are BC516795 and JCCP4794, and the Judicial
22 Council Coordination Proceeding Number is 4794.

23 k) LFJ, in association with co-counsel therein, represented the plaintiffs in a
24 wage-and-hour class action against a national retailer of apparel and fashion accessories, on
25 behalf of non-exempt employees. On August 5, 2016, the court granted final approval of the
26 class action settlement. The Los Angeles County Superior Court Case Number is BC488069.

27 ///

28 ///

1 l) LFJ, in association with co-counsel therein, represented the plaintiffs in a
2 wage-and-hour class action against a national retailer of apparel, accessories, and home products,
3 involving allegations of misclassification of the “Department Manager” position. On August 12,
4 2016, the court granted the plaintiffs’ motion for class certification in part and certified a class.
5 On August 6, 2019, the court granted final approval of the class action settlement. The Alameda
6 County Superior Court Case Number is RG13680477.

7 m) LFJ represented the plaintiff in a PAGA representative action against a
8 real estate and property management company, on behalf of non-exempt employees. On
9 November 4, 2016, the court granted approval of the PAGA representative action settlement. The
10 Orange County Superior Court Case Number is 30-2015-00775439-CU-OE-CXC.

11 n) LFJ, in association with co-counsel therein, represented the plaintiffs in a
12 wage-and-hour class and PAGA representative action against a full-service bank, on behalf of
13 non-exempt employees. On November 18, 2016, the court granted final approval of the class and
14 PAGA representative action settlement. The San Francisco County Superior Court Case Number
15 is CJC-13-004839 and the Judicial Council Coordination Proceeding Number is 4839.

16 o) LFJ represented the plaintiffs in a wage-and-hour class and PAGA
17 representative action against a foodservice distributor, on behalf of non-exempt employees. On
18 January 26, 2017, the court granted final approval of the class and PAGA representative action
19 settlement. The San Bernardino County Superior Court Case Number is CIVDS1507260.

20 p) LFJ, on behalf of the plaintiff and respondent in a PAGA representative
21 action, successfully opposed in the trial court, and briefed and argued an appeal with respect to
22 the employer’s motion to compel arbitration, which resulted in a published opinion by the
23 California Court of Appeal in favor of employees. *Roberto Betancourt v. Prudential Overall*
24 *Supply* (Cal. App. 4th Dist., Mar. 7, 2017) 9 Cal.App.5th 439, review denied, cert. denied (U.S.
25 Supreme Court Docket No. 17-254). The Riverside County Superior Court Case Numbers are
26 RIC1503952 and RICJCCP5046, and the Judicial Council Coordination Proceeding Number is
27 5046.

28 ///

1 q) LFJ, in association with co-counsel therein, represented the plaintiffs in a
2 wage-and-hour class and PAGA representative action against a consumer packaging company,
3 on behalf of non-exempt employees. On March 10, 2017, the court granted final approval of the
4 class and PAGA representative action settlement. The Los Angeles County Superior Court Case
5 Number is BC590429.

6 r) LFJ, in association with co-counsel therein, represented the plaintiffs in a
7 wage-and-hour class and PAGA representative action against a manufacturer of food service
8 industry supplies on behalf of non-exempt employees. On April 14, 2017, the court granted final
9 approval of the class and PAGA representative action settlement. The Orange County Superior
10 Court Case Number is 30-2015-00810013-CU-OE-CXC.

11 s) LFJ, in association with co-counsel therein, represented the plaintiffs in a
12 wage-and-hour class and PAGA representative action against a lumber and hardware company
13 on behalf of non-exempt employees. On April 26, 2017, the court granted final approval of the
14 class and PAGA representative action settlement. The Orange County Superior Court Case
15 Number is 30-2014-00747750-CU-OE-CXC.

16 t) LFJ represented the plaintiff in a wage-and-hour class and PAGA
17 representative action against a property management company, on behalf of non-exempt
18 employees. On June 14, 2017, the court granted final approval of the class and PAGA
19 representative action settlement. The Los Angeles County Superior Court Case Number is
20 BC586234.

21 u) LFJ represented the plaintiff in a wage-and-hour class and PAGA
22 representative action against a food company on behalf of non-exempt employees. On June 30,
23 2017, the court granted final approval of the class and PAGA representative action settlement.
24 The Sacramento County Superior Court Case Number is 34-2015-00175871.

25 v) LFJ represented the plaintiffs in a wage-and-hour class and PAGA
26 representative action against a chocolate company on behalf of non-exempt employees. On July
27 19, 2017, the court granted final approval of the class and PAGA representative action
28 settlement. The Alameda County Superior Court Case Number is RG15764300.

1 w) LFJ firm represented the plaintiff in a PAGA representative action, against
2 the parent company of several restaurants, on behalf of hourly-paid, non-exempt employees. On
3 October 18, 2017, the court granted approval of the PAGA representative action settlement. The
4 Los Angeles County Superior Court Case Number is BC569664.

5 x) LFJ represented the plaintiffs in a wage-and-hour class and PAGA
6 representative action against a manufacturer of plastic containers on behalf of non-exempt
7 employees. On October 31, 2017, the court granted final approval of the class and PAGA
8 representative action settlement. The Los Angeles County Superior Court Case Number is
9 BC577233.

10 y) LFJ, in association with co-counsel therein, represented the plaintiffs in a
11 wage-and-hour class and PAGA representative action against a bank on behalf of non-exempt
12 employees. On December 11, 2017, the court entered an order granting final approval of the
13 class and PAGA representative action settlement. The Los Angeles County Superior Court Case
14 Number is BC569646.

15 z) LFJ, in association with co-counsel therein, represented the plaintiffs in a
16 wage-and-hour class and PAGA representative action against a property management company
17 on behalf of hourly-paid and non-exempt employees. On January 4, 2018, the court entered an
18 order granting final approval of the class and PAGA representative action settlement. The Los
19 Angeles County Superior Court Case Number is JCCP4819 and the Judicial Council
20 Coordination Proceeding Number is 4819.

21 aa) LFJ, in association with co-counsel therein, represented the plaintiffs in a
22 wage-and-hour class and PAGA representative action against a global provider of flexible office
23 space solutions. On February 15, 2018, the court entered an order granting final approval of the
24 class and PAGA representative action settlement. The Los Angeles County Superior Court Case
25 Number is BC498401.

26 bb) LFJ, in association with co-counsel therein, represents the plaintiff in a
27 wage-and-hour class action against a container manufacturer, on behalf of non-exempt
28 employees. On October 15, 2018, the court granted the plaintiff's motion for class certification.

The Tulare County Superior Court Case Number is VCU264528.

cc) LFJ represented the plaintiffs in a wage-and-hour class and PAGA representative action against a behavioral health service provider on behalf of non-exempt employees. On November 13, 2018, the court granted final approval of the class and PAGA representative action settlement. The Alameda County Superior Court Case Number is RG16811450.

dd) LFJ, in association with co-counsel therein, represented the plaintiff in a PAGA representative action against a global provider of products and services to the energy industry, on behalf of hourly-paid and non-exempt employees. On November 19, 2018, the court granted approval of the PAGA representative action settlement. The Kern County Superior Court Case Number is S-1500-CV-280215-SDC.

ee) LFJ, in association with co-counsel therein, represents the plaintiff in a wage-and-hour class action against a parking company on behalf of non-exempt employees. On September 3, 2019, the court granted the plaintiff's motion for class certification and certified a class. The Santa Clara County Superior Court Case Number is 16CV292208 and the Judicial Council Coordination Proceeding Number is 4886.

ff) LFJ, in association with co-counsel therein, represents the plaintiffs in a wage-and-hour class and representative action against a bank on behalf of non-exempt employees. On September 27, 2019, the court granted the plaintiffs' motion for class certification in part and certified a class. The Alameda County Superior Court Case Number is RG15757606 and the Judicial Council Coordination Proceeding Number is 4921.

gg) LFJ, in association with co-counsel therein, represented the plaintiffs in a wage-and-hour class and PAGA representative action against a national retailer of apparel and fashion accessories, on behalf of non-exempt employees. On October 9, 2019, the court granted the plaintiffs' motion for class certification in part and certified a class. On May 14, 2021, the court granted final approval of the class and PAGA representative action settlement. The Sacramento County Superior Court Case Number is 34-2015-00175330-CU-OE-GDS.

///

1 hh) LFJ, in association with co-counsel therein, on behalf of the plaintiff and
2 respondent in a PAGA representative action, successfully opposed in the trial court, and briefed
3 and argued an appeal with respect to the employer's motion to compel arbitration, resulting in a
4 notable decision from the California Supreme Court clarifying the law regarding PAGA actions,
5 *ZB, N.A. v. Superior Court* (2019) 8 Cal.5th 175. On February 21, 2020, the court granted
6 approval of the PAGA representative action settlement. The San Diego County Superior Court
7 Case Number is 34-2015-00175330.

8 ii) LFJ, in association with co-counsel therein, represents the plaintiff in a
9 wage-and-hour class and PAGA representative action against a medical equipment supplier on
10 behalf of non-exempt employees. On February 13, 2020, the court granted the plaintiff's motion
11 for class certification and certified a class. The San Bernardino County Superior Court Case
12 Number is CIVDS1505744.

13 jj) LFJ, in association with co-counsel therein, represents the plaintiff in a
14 wage-and-hour class and PAGA representative action against a large national drug testing
15 laboratory on behalf of non-exempt employees. On February 21, 2020, the court granted the
16 plaintiff's motion for class certification and certified a class. The San Diego County Superior
17 Court Case Number is 37-2018-00019611-CU-OE-CTL.

18 kk) LFJ, in association with co-counsel therein, represents the plaintiffs in a
19 wage-and-hour class and PAGA representative action against a national retailer of sportswear,
20 footwear, and camping equipment on behalf of non-exempt employees. On March 16, 2020, the
21 court granted in part the plaintiff's motion for class certification and certified a class. The
22 Riverside County Superior Court Case Numbers are RIC1507504 and RICJCCP4930, and the
23 Judicial Council Coordination Proceeding Number is 4930.

24 ll) LFJ, in association with co-counsel therein, represents the plaintiffs in a
25 wage-and-hour class action against manufacturer and supplier of power products and services on
26 behalf of non-exempt employees. On July 31, 2020, the court granted in part the plaintiffs'
27 motion for class certification and certified a class. The San Diego County Superior Court Case
28 Number is 37-2015-00025968-CU-OE-CTL.

mm) LFJ represents the plaintiff in a wage-and-hour class action against a nutritional products manufacturer on behalf of non-exempt production line employees. On December 13, 2021, the court granted the plaintiff's motion for class certification in part and certified a class. The Solano County Superior Court Case Number is FCS051001.

nn) LFJ represents the plaintiff in a wage-and-hour class action against an iconic lifestyle accessories brand and retailer on behalf of non-exempt employees. On March 15, 2022, the court granted the plaintiff's motion for class certification in part and certified a class. The San Francisco Superior Court Case Number is CGC-16-550794.

LITIGATION COSTS AND EXPENSES INCURRED BY CLASS COUNSEL

23. To date, Class Counsel has borne all the risks and costs of litigation and will not receive any compensation until recovery is obtained in the above-captioned action. Lawyers *for* Justice, PC has incurred **\$11,607.46** in litigation costs and expenses as reflected in **"EXHIBIT B"** attached hereto. These expenses were reasonable and necessary in the prosecution of this matter and to obtain the Settlement.

24. The travel reimbursement entry for Shahin Mehvary on October 24, 2019 for a total of \$83.78, was for the costs associated with travel to and from Glendale, California and the Riverside County Superior Court, for the October 24, 2019 Case Management Conference in Department 6 of the above-captioned Court, which included a 117.6 mile roundtrip (\$81.78 mileage reimbursement) and the cost of parking (\$2.00).

ENHANCEMENT AWARD TO PLAINTIFF

25. In recognition of his efforts and work serving as the Class Representative, the Settlement provides for an Enhancement Award in the amount of \$10,000.00 to Plaintiff Samuel Elliott to compensate Plaintiff for the time and effort that he expended in the action. The requested Enhancement Award is fair and appropriate. Plaintiff spent numerous hours speaking with Class Counsel about his claims, describing his work experience with Defendants, and gathering and reviewing documents. Plaintiff actively engaged in the litigation of his case, constantly checking in on the status of court proceedings in his lawsuit, and spent a substantial amount of time and effort in providing relevant documents, past employment records, other

1 information to attempt to prove the allegations. Plaintiff was available whenever Class Counsel
2 needed him and actively tried to obtain and provide information to support the pursuit of the
3 class and PAGA claims. Accordingly, it is appropriate for Plaintiff Samuel Elliott to receive
4 \$10,000.00 as a reasonable Enhancement Award, in addition to his Individual Settlement Share,
5 for his services on behalf of the Class and State of California.

6 26. I submit that the Settlement is fair, reasonable, and adequate. In addition, the
7 Settlement is in the best interests of Plaintiff, other Class Members, and the State of California.

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

10 Executed this 21st day of July 2022, at Glendale, California.

11
12 

13
14 Edwin Aiwarzian

EXHIBIT A

ELLIOTT V. MED- DATA, INC., ET AL.
(RIVERSIDE COUNTY SUPERIOR COURT CASE NO. RIC1901865)

ATTORNEY TASK AND TIME CHART

TASK	LAWYERS FOR JUSTICE, PC
Investigation and Research / Due Diligence	
Pre-Lawsuit Investigation of the Key Facts with a Focus on Class Certification Elements, Including Adequacy, Typicality, Superiority, and Commonality • Edwin Aiwazian (August 2018 – March 2019) – 8.50 hours • Arby Aiwazian (October 2018 – March 2019) – 4.30 hours	12.80
Pre-Lawsuit Investigation of the Merits of Plaintiff Samuel Elliott Elliott’s (“Plaintiff”) Claims and the Merits of the Claims of the Putative Class Members • Edwin Aiwazian (February 2019 – March 2019) – 5.80 hours • Elizabeth Parker-Fawley (February 2019 – March 2019) – 4.50 hours	10.30
Pre-Lawsuit Investigation of Potential Damages and Penalties Exposure of Defendant Med-Data, Inc., Cardon Healthcare Network, Inc., Diversified Healthcare Services, Inc., Alegis Revenue Group, LLC., and Mednex Services, Inc. (collectively, “Defendants”) with Respect to Plaintiff and the Putative Class Members • Edwin Aiwazian (February 2019 – March 2019) – 4.90 hours • Arby Aiwazian (February 2019 – March 2019) – 3.80 hours	8.70
Legal Research and Analysis of Latest Off-the-Clock, Meal and Rest Break, Representative PAGA, and Certification Decisions in California, Including all New and Relevant DLSE Materials	7.90

• Edwin Aiwazian (February 2019 – March 2019) – 3.50 hours • Shahin Y. Mehvary (July 2019 – January 2020) – 2.60 hours • Stephen P. Hoffman (January 2020 – February 2020) – 1.80 hours	
Investigation of Defendants, Defendants’ Business Relationships, and the Industry in which Defendants Operate • Arby Aiwazian (February 2019 – August 2020) – 6.30 hours	6.30
Investigation of Defendants’ Organizational and Corporate Structure, Mergers and Acquisitions, and Executive Reporting Structure as They Relate to the Employment and Management of the Putative Class Members • Arby Aiwazian (February 2019 – August 2020) – 4.10 hours	4.10
Investigation of Defendants’ Executives, Officers, and Leadership with a Focus on Involvement in Wage-and-Hour Issues and Establishing Willfulness and Uniformity • Arby Aiwazian (February 2019 – August 2020) – 3.80 hours	3.80
Analysis of Competitors in Various Relevant Geographic Areas within which Defendants Operate, and Comparing and Contrasting Defendant’s Policies, Practices, and Procedures with the Policies, Practices, and Procedures of Defendants’ Competitors • Arby Aiwazian (February 2019 – August 2020) – 5.40 hours	5.40
Research and Investigation Re: Location(s)/Division(s)/Department(s) Owned, Managed, Serviced, Staffed, and/or Operated by Defendants in California During the Class Period, Including Differences Between the Various Location(s)/Division(s)/Department(s) to Determine Whether Those Differences Will Cause Individual Issues to Predominate Over Common Issues • Edwin Aiwazian (February 2019 – August 2020) – 4.40 hours • Arby Aiwazian (February 2019 – August 2020) – 3.10 hours	7.50

Comparative Analysis and Cross-Checking of All Available Job Postings and Consumer and Employee Reviews in Order to Determine Any Variation and Identify Job Duties and Responsibilities That Would be Susceptible to Being Performed Off-the-Clock or During Meal or Rest Breaks • Arby Aiwazian (February 2019 – August 2020) – 8.50 hours	8.50
Research and Investigation Re: Workforce, Staffing Models, and Staffing Levels at Defendants’ Locations at Which Putative Class Members Worked Throughout California • Edwin Aiwazian (February 2019 – August 2020) – 6.80 hours	6.80
Research and Investigation Re: Defendants’ Policies, Practices, and Procedures Relating to Patient Care, Patient Meetings, Bonus/Incentive/Shift Differential Pay, Regular Rate Calculations, Timekeeping, Scheduling, Meal/Rest Breaks, Meal/Rest Premiums, On-Premises Breaks, Meal Waiver, On-Duty Meal Periods, Overtime Compensation, Travel Time, Personal Cell Phone Use, Dress Code, Footwear, Laundering Costs, Personal Vehicle Use, Car Rental/Travel Expenses, Reimbursement of Business-Related Expenses, and Wage and Hour Compliance • Edwin Aiwazian (February 2019 – August 2020) – 9.10 hours • Arby Aiwazian (February 2019 – August 2020) – 6.40 hours • Elizabeth Parker-Fawley (February 2019 – June 2019) – 2.90 hours • Shahin Y. Mehvary (July 2019 – January 2020) – 1.80 hours • Stephen P. Hoffman (January 2020 – February 2020) – 4.30 hours	24.50
Research and Investigation Re: Various Software Programs and Other Technology Defendants Use to Conduct Their Everyday Business, Including Computer, Timekeeping, Account Management, CRM, Health and Patient Information, GPS/Logistics, Mileage Tracking, and Call Center Systems, with a Focus on What Documents (Both Paper and Electronic) Are Created in the Normal Course of Business Relating to Overtime Worked, Off-the-Clock Time Worked Pre/Post-Shift, and Time Worked During Meal Breaks • Arby Aiwazian (February 2019 – August 2020) – 4.60 hours	4.60

Research and Analysis of Potential Defenses Defendants May Raise, Including <i>De Minimis</i> Work, Non-Compensable Off-the-Clock Work, Waiver, and Compliant Policies Edwin Aiwazian (February 2019 – August 2020) – 6.20 hours	6.20
Research and Investigation Re: Post-<i>Duran vs. U.S. Bank</i> Trial Manageability Issues, including Research Regarding Which Experts to Retain and For What Purpose Edwin Aiwazian (May 2019 – August 2020) – 5.40 hours	5.40
Research and Analysis of Defendants’ Litigation History Involving Wage-and-Hour Issues and Other Related Employment Issues Arby Aiwazian (February 2019 – August 2020) – 3.40 hours	3.40
Prepare a Discovery Strategy Plan of Action, Including Topics of Inquiry Important to Certification, Liability, and Damages/Civil Penalties - Edwin Aiwazian (March 2019 – August 2020) – 3.30 hours - Shahin Y. Mehvary (March 2019 – January 2020) – 1.90 hours	5.20
Research and Investigation of Impact of COVID-19 Pandemic on Defendants, Their Operations, and Putative Class Members’ Work Edwin Aiwazian (April 2020 – August 2020) – 7.30 hours	7.30
Meet and Communicate with Plaintiff Samuel Elliott Throughout the Pendency of the Case - Edwin Aiwazian (September 2018 – January 2020) – 9.70 hours - Arby Aiwazian (February 2019 – December 2019) – 8.60 hours - Elizabeth Parker-Fawley (February 2019 – February 2020) – 5.40 hours - Melissa LeBlanc (June 2020 – August 2020) – 8.10 hours - Stephen P. Hoffman (January 2020 - February 2020) – 9.20 hours - Brian J. St. John (December 2020 --March 2021; September 2021 – July 2022) - 9.20 hours	50.20

Meet and Communicate with Putative Class Members - Edwin Aiwarzian (September 2018 – January 2020) – 10.50 hours - Arby Aiwarzian (February 2019 – December 2019) – 7.40 hours	17.90
Pleadings and Court Filings	
Research and Draft Plaintiff's Class Action Complaint for Damages and Legal Research and Analysis of All Claims Involved (filed on March 13, 2019) Edwin Aiwarzian (March 11, 2019 - March 13, 2019) – 7.90 hours	7.90
Review Court's Notice of Case Assignment and Notice of Case Management Conference (filed on March 13, 2019) Edwin Aiwarzian (March 20, 2019) – 0.10 hours	0.10
Review Court's Case Management Order (filed on March 29, 2019) Edwin Aiwarzian (April 19, 2019) – 0.80 hour	0.80
Review Court's Notice of Case Re-Assignment (filed on April 17, 2019) Edwin Aiwarzian (April 19, 2019) – 0.10 hour	0.10
Draft Plaintiff's Notice of Posting Jury Fees (filed on April 23, 2019) Edwin Aiwarzian (April 23, 2019) – 0.20 hour	0.20
Draft Plaintiff's Case Management Statement (filed on May 6, 2019) - Edwin Aiwarzian (May 6, 2019) – 0.60 hour - Melissa A. Huether (May 3, 2019) – 0.90 hour	1.50
Review Court's Minute Order Re: Case Management Conference (file on May 13, 2019)	0.10

Edwin Aiwarzian (May 13, 2019) – 0.10 hour	
Meet and Confer with Defendant’s Counsel, and Draft Joint CRC 3.1100(d) Stipulation Extending Defendant Med-Data, Incorporated’s Time to Respond; Order (submitted on May 17, 2019) Edwin Aiwarzian (May 15, 2019, May 16, 2019) – 2.10 hours	2.10
Review and Analyze Defendant’s Answer to Class Action Complaint for Damages and Research Affirmative Defenses in Defendant’s Answer (served on June 7, 2019) Edwin Aiwarzian (June 14, 2019) – 3.80 hours	3.80
Review Defendant’s Notice of Change of Address (served on June 26, 2019) Edwin Aiwarzian (June 28, 2019) – 0.10 hour	0.10
Review and Analyze Defendant’s First Amended Answer to Class Action Complaint for Damages and Research Affirmative Defenses in Defendant’s Answer (served on July 1, 2019) Edwin Aiwarzian (July 3, 2019) – 2.10 hours	2.10
Meet and Confer with Defendant’s Counsel, and Draft Joint Case Management Conference Statement (submitted on July 25, 2019) Shahin Y. Mehvary (July 22, 2019 – July 25, 2019) – 1.90 hours	1.90
Review Court’s Minute Order Re: Status Conference (filed on July 30, 2019) Shahin Y. Mehvary (July 31, 2019) – 0.10 hour	0.10
Review Court’s Minute Order Re: Status Conference (filed on October 24, 2019) Edwin Aiwarzian (October 24, 2019) – 0.10 hour	0.10

Meet and Confer with Defendant's Counsel, and Draft Stipulation and [Proposed] Protective Order – Confidential Designation Only and Exhibit (submitted on January 27, 2020) • Edwin Aiwarzian (January 22, 2020 – January 27, 2020) – 0.90 hours • Stephen P. Hoffman (January 22, 2020 – January 27, 2020) – 1.50 hours • Shahin Y. Mehvary (January 17, 2020 – January 27, 2020) – 1.40 hours	3.80
Review Court's Order Granting Stipulation for Protective Order (filed on February 13, 2020) • Edwin Aiwarzian (January 22, 2020 – January 27, 2020) – 0.10 hours	0.10
Meet and Confer with Defendant's Counsel, and Draft Joint Stipulation and [Proposed] Order to Continue Case Management Conference (submitted on March 9, 2020) • Shahin Y. Mehvary (March 6, 2020 – March 9, 2020) – 1.50 hours	1.50
Review Court's Order Granting Stipulation Order to Continue Case Management Conference (filed on March 18, 2020) • Edwin Aiwarzian (March 26, 2020) – 0.10 hour	0.10
Review Court's Minute Order Re: Status Conference (filed on March 25, 2020) • Edwin Aiwarzian (March 26, 2020) – 0.10 hour	0.10
Review Court's Minute Order Re: Status Conference (filed on June 15, 2020) • Edwin Aiwarzian (June 17, 2020) – 0.10 hour	0.10
Meet and Confer with Defendant's Counsel, and Draft Joint Notice of Class Action Settlement and Status Conference Statement (submitted on September 9, 2020) • Tehniat Zaman (September 8, 2020 – September 9, 2020) – 1.50 hours	1.50
Review Court's Minute Order Re: Status Conference (filed on September 15, 2020)	0.10

Edwin Aiwazian (September 15, 2020) – 0.10 hour	
Meet and Confer with Defendant’s Counsel, and Draft Joint Status Conference Statement (submitted on December 1, 2020) Tehniat Zaman (November 30, 2020 – December 1, 2020) – 0.90 hour	0.90
Review Court’s Minute Order Re: Status Conference (filed on December 14, 2020) Tehniat Zaman (December 14, 2020) – 0.10 hour	0.10
Meet and Confer with Defendant’s Counsel, and Draft Joint Case Management Statement (submitted on April 7, 2021) Brian J. St. John (April 1, 2021, April 6, 2021 – April 7, 2021) – 1.20 hours	1.20
Review Court’s Minute Order Re: Status Conference (filed on April 13, 2021) Brian J. St. John (April 13, 2021) – 0.10 hour	0.10
Review Court’s Minute Order Re: Status Conference (filed on April 14, 2021) Brian J. St. John (April 14, 2021) – 0.10 hour	0.10
Review Plaintiff Tyronda Williams’ Notice of Related Case (filed on April 15, 2021) Edwin Aiwazian (April 21, 2021) – 0.20 hour	0.20
Research and Draft Plaintiff’s First Amended Class Action Complaint for Damages & Enforcement Under the Private Attorneys General Act, California Labor Code Section 2698, Et Seq. and Legal Research and Analysis of All Claims Involved; Meet and Confer with Defendant’s Counsel, and Draft Joint Stipulation Granting Plaintiff Leave to File First Amended Complaint; [Proposed] Order Thereon (submitted on July 7, 2021) Edwin Aiwazian (July 7, 2021, September 9, 2021) – 2.10 hours	5.30

Brian J. St. John (June 21, 2021 – June 23, 2021, July 6, 2021 – July 7, 2021) – 3.20 hours	
Meet and Confer with Defendant’s Counsel, and Draft Joint Case Management Conference Statement (submitted on August 5, 2021) Brian J. St. John (August 4, 2021 – August 5, 2021) – 0.70 hour	0.70
Review Court’s Order Granting Plaintiff Leave to File First Amended Complaint (filed on August 10, 2021) Brian J. St. John (August 10, 2021) – 0.10 hour	0.10
Review Court’s Minute Order Re: Case Management Conference (filed on August 11, 2021) Brian J. St. John (August 11, 2021) – 0.10 hour	0.10
Review Court’s Notice of Status Conference Hearing (filed on August 11, 2021) Brian J. St. John (August 11, 2021) – 0.10 hour	0.10
Review and Analyze Defendant’s Second Amended Answer to Plaintiff’s First Amended Class Action Complaint for Damages and Research Affirmative Defenses in Defendant’s Answer (served on October 8, 2021) - Edwin Aiwazian (October 13, 2021) – 1.20 hours - Brian J. St. John (October 8, 2021) – 1.70 hours	2.90
Review and Analyze Defendant’s Original Answer to Class Action Complaint for Damages and Research Affirmative Defenses in Defendant’s Answer (served on October 13, 2021) Brian J. St. John (October 12, 2021) – 0.30 hours	0.30
Meet and Confer with Defendant’s Counsel, and Draft Joint Case Management Conference Statement (submitted on November 2, 2021) Brian J. St. John (November 1, 2021 – November 2, 2021) – 0.60 hour	0.60

Review Court's Minute Order Re: Status Conference (filed on November 5, 2021) • Brian J. St. John (November 5, 2021) – 0.10 hour	0.10
Review Court's Minute Order Re: Status Conference hearing (filed on November 9, 2021) • Brian J. St. John (November 9, 2021) – 0.10 hour	0.10
Review Court's Minute Order Re: Court's Own Motion (filed on November 30, 2021) • Edwin Aiwasian (December 1, 2021) – 0.10 hour	0.10
Review Court's Notice of Telephonic Appearance (filed on December 21, 2021) • Brian J. St. John (December 22, 2021) – 0.10 hour	0.10
• Research and Draft Plaintiff's Class Action Complaint for Damages & Enforcement Under the Private Attorneys General Act, California Labor Code Section 2698, Et Seq. and Legal Research and Analysis of All Claims Involved; Meet and Confer with Defendant's Counsel, and Draft Joint Stipulation Granting Plaintiff Leave to File Second Amended Complaint; [Proposed] order Thereon (submitted on January 27, 2022) Edwin Aiwasian (January 27, 2022) – 0.30 hour • Brian J. St. John (January 26, 2022 – January 27, 2022) – 1.90 hours	2.20
Review Court's Notice of Telephonic Appearance (filed on February 15, 2022) • Brian J. St. John (February 15, 2022) – 0.10 hour	0.10
Review Court's Order Granting Plaintiff Leave to File Second Amended Complaint (filed on February 16, 2022) • Brian J. St. John (February 23, 2022) – 0.10 hour	0.10
Review Court's Amended Notice of Hearing Re: Telephonic Appearance (filed on March 15, 2022) • Brian J. St. John (March 15, 2022) – 0.10 hour	0.10

Review Court's Notice of Department Reassignment for All Purposes (filed on May 2, 2022)	0.10
Brian J. St. John (May 3, 2022) – 0.10 hour	
Appearances	
Prepare for and Telephonically Attend Status Conference (May 13, 2019)	1.10
Christine S. Capitulo (May 13, 2019) – 1.10 hours	
Prepare for and Telephonically Attend Case Management Conference (August 1, 2019)	0.30
Shahin Y. Mehvary (August 1, 2019) – 0.30 hour	
Prepare for, Travel to and from, and Attend Case Management Conference (October 24, 2019)	3.40
Shahin Y. Mehvary (October 24, 2019) – 3.40 hours	
Prepare for and Telephonically Attend Hearing on Plaintiff's Motion for Final Approval of Class Action Settlement, Attorneys' Fees, Costs, and Enhancement Award (August 12, 2022) (Anticipated)	1.50
Brian J. St. John (August 12, 2022) – 1.50 hours	
Discovery and Deposition	
Draft Letter to Defendant Re: Request for Personnel File, Pay Stubs, and Time Records for Putative Class Member (served on August 7, 2018)	1.90
Edwin Aiwarzian (August 7, 2018) – 1.90 hours	
Draft Follow-Up Letter to Defendant Re: Request for Personnel File, Pay Stubs, and Time Records for Putative Class Member (served on September 5, 2018)	2.10
Edwin Aiwarzian (September 5, 2018) – 2.10 hours	

Review and Analyze Documents Produced by Defendant in Response to the Request for Personnel File, Pay Stubs, and Time Records for Putative Class Member (served on September 5, 2018) • Edwin Aiwazian (September 7, 2018, September 11, 2018) – 3.70 hours • Arby Aiwazian (September 10, 2018) – 2.20 hours	5.90
Draft Letter to Defendant Re: Request for Personnel File, Pay Stubs, and Time Records for Plaintiff Samuel Elliott (served on September 28, 2018) • Edwin Aiwazian (September 28, 2018) – 1.90 hours	1.90
Draft Follow-Up Letter to Defendant Re: Request for Personnel File, Pay Stubs, and Time Records for Plaintiff Samuel Elliott (served on November 29, 2018) • Edwin Aiwazian (November 29, 2018) – 2.10 hours	2.10
Review and Analyze Documents Produced by Defendant in Response to the Request for Personnel File, Pay Stubs, and Time Records for Plaintiff Samuel Elliott (served on December 20, 2018) • Edwin Aiwazian (December 21, 2018) – 3.10 hours • Arby Aiwazian (December 21, 2018) – 1.30 hours	4.40
Letters and Correspondence	
Draft Notice to California Labor and Workforce Development Agency Re: Claims of Plaintiff Samuel Elliott for Penalties Under California Labor Code section 2698, <i>et seq.</i> (served on April 6, 2021) • Edwin Aiwazian (April 6, 2021) – 1.20 hours • Brian J. St. John (April 5, 2021, April 6, 2021) – 1.50 hours • Margaux V. Roussel (April 5, 2021) – 0.90 hours	3.60
Meet with, and Draft Correspondence to, and Respond to Correspondence from, Defendant's Counsel • Edwin Aiwazian (May 2019 – January 2020) – 7.20	22.30

• Shahin Y. Mehvary (July 2019 –January 2020) – 2.90 hours • Melissa LeBlanc (June 2020 – November 2020) 2.10 hours • Tiffany Hyun (August 2020 – November 2020) – 0.50 hour • Stephanie S. Ponek (August 2020 – February 2021) - 3.10 hours • Tehniat Zaman (September 2020 – January 2021) – 1.90 hours • Brian J. St. John (December 2020 – July 2022) - 3.50 hours • Margaux V. Roussel (December 2020 – February 2021) – 0.40 hour • Joanna Ghosh (May 2021 – June 2021) – 0.70 hour	
Mediation/Settlement	
Review and Analyze Mediation Data and Documents Produced by Defendant (served on January 30, 2020) (approximately 18,903 pages) • Arby Aiwazian (January 30, 2020 – February 25, 2020, August 5, 2020 – August 14, 2020) – 9.50 hours • Tiffany Hyun (January 30, 2020 – February 25, 2020, August 5, 2020 – August 14, 2020) – 16.50 hours • Stephen P. Hoffman (January 30, 2020 – February 25, 2020) 16.40 hours • Melissa LeBlanc (August 5, 2020 – August 14, 2020) – 15.70 hours	58.10
Prepare for Mediation, Including Researching Settlement-Related Issues and Merits of Claims, Drafting the Mediation Brief, Compiling the Mediation Exhibits in Support of Mediation Brief, and Performing Damages and Penalties Analysis and Calculations (submitted on February 25, 2020) • Arby Aiwazian (January 30, 2020 – February 25, 2020) – 6.60 hours • Tiffany Hyun (January 30, 2020 – February 25, 2020) – 9.50 hours • Stephen P. Hoffman (January 30, 2020 – February 25, 2020) 9.40 hours	25.50
Travel to/from and Attend Mediation Session (February 28, 2020; Los Angeles, California) • Arby Aiwazian – 9.10 hours	18.60

• Tiffany Hyun – 9.50 hours	
Prepare for Second Mediation, Including Researching Settlement-Related Issues and Merits of Claims, Drafting the Second Mediation Brief, Compiling the Mediation Exhibits in Support of Mediation Brief, and Performing Damages and Penalties Analysis and Calculations (submitted on August 14, 2020) • Arby Aiwarzian (August 9, 2020 – August 14, 2020) – 4.30 hours • Tiffany Hyun (August 5, 2020 – August 14, 2020) – 5.50 hours • Melissa LeBlanc (August 5, 2020 – August 14, 2020) – 7.10 hours	16.90
Remotely Attend Second Mediation Session (August 18, 2020; Zoom Video Conference) • Arby Aiwarzian – 8.50 hours • Tiffany Hyun – 8.10 hours	16.60
Draft, Review, Revise, Negotiate, and Finalize Class Action and PAGA Settlement Agreement (executed on March 31, 2021) and Exhibits • Edwin Aiwarzian (January – March 2021) – 3.10 hours • Stephanie S. Ponek (September 9, 2020) – 6.50 hours • Brian J. St. John (December 2020 – March 2021) – 9.30 hours	18.90
Draft, Review, Revise, Negotiate, and Finalize Amendment No. 1 to Class Action and PAGA Settlement Agreement (executed on December 20, 2021) and Exhibits • Edwin Aiwarzian (December 20, 2021) – 0.60 hour • Brian J. St. John (December 16, 2021, December 2021) – 3.90 hours	4.50
Draft, Review, Revise, Negotiate, and Finalize Amendment No. 2 to Class Action and PAGA Settlement Agreement (executed on March 22, 2022) and Draft Exhibits • Edwin Aiwarzian (March 22, 2022) – 0.20 hour • Brian J. St. John (March 21, 2021, March 22, 2022) – 1.70 hours	1.90

Law and Motion	
Research, Draft, Review, and/or Revise Plaintiff's Notice of Motion and Motion for Preliminary Approval of Class Action Settlement, Declaration of Edwin Aiwarzian in Support Thereof, Declaration of Samuel Elliott in Support Thereof, Declaration of Eric Springer in Support Thereof, Declaration of Heather Tiffiee in Support Thereof, Compliance Chart in Support Thereof, and [Proposed] Order Thereon (filed on November 4, 2021) • Edwin Aiwarzian (November 4, 2021) – 4.80 hours • Brian J. St. John (September – November 2021) – 12.70 hours • Alexandra Rose (September 28, 2021 – September 30, 2021) – 8.60 hours	26.10
Review Declaration of Douglas Turek in Support of Plaintiff's Motion for Preliminary Approval of Class Action Settlement (served on November 23, 2021) • Brian J. St. John (November 23, 2021) – 0.50 hour	0.50
Review Court's Minute Order Re: Motion for Preliminary Approval of Class Action Settlement (filed on December 1, 2021) • Edwin Aiwarzian (December 1, 2021) – 0.20 hour • Brian J. St. John (December 1, 2021) – 0.30 hour	0.50
Research, Draft, Review, and/or Revise Plaintiff's Supplemental Brief in Support Motion for Preliminary Approval of Class Action Settlement, Supplemental Declaration of Edwin Aiwarzian in Support Thereof, Declaration of Douglas Turek in Support Thereof, Declaration of Thomas J. Birchfield in Support Thereof, [Revised Proposed] Order Thereon (filed on December 20, 2021) • Edwin Aiwarzian (December 20, 2021) – 1.70 hours • Brian J. St. John (December 16, 2021, December 19, 2021, December 20, 2021) – 8.80 hours	10.50
Review Court's Minute Order Re: Motion for Preliminary Approval Hearing (filed on January 5, 2022) • Brian J. St. John (January 5, 2022) – 0.10 hour	0.10

Review Court's Minute Order Re: Motion for Preliminary Approval Hearing (filed on January 24, 2022) Brian J. St. John (January 24, 2022) – 0.20 hour	0.20
Research, Draft, Review, and/or Revise Plaintiff's Further Supplemental Brief in Support of Motion for Preliminary Approval of Class Action Settlement, [Revised Proposed] Order Thereon, and Supplemental Declaration of Douglas Turek in Support Thereof (served on January 27, 2022) Brian J. St. John (January 26, 2022, January 27, 2022) – 2.80 hours	2.80
Review Court's Minute Order Re: Hearing on Motion for Preliminary Approval of Class Action Settlement (filed on February 3, 2022) Brian J. St. John (February 3, 2022) – 0.10 hour	0.10
Review Court's Minute Order Re: Motion for Preliminary Approval of Class Action Settlement (filed on March 1, 2022) Brian J. St. John (March 1, 2022) – 0.10 hour	0.10
Draft Further Supplemental Declaration of Edwin Aiwarzian in Support of Motion for Preliminary Approval of Class Action Settlement and [Revised Proposed] Order Thereon (filed on March 22, 2022) - Edwin Aiwarzian (March 22, 2022) – 0.50 hour - Brian J. St. John (March 22, 2022) – 0.70 hour	1.20
Review Court's Minute Order Re: Motion for Preliminary Approval of Class Action Settlement (filed on April 1, 2022) Brian J. St. John (April 1, 2022) – 0.1 hour	0.10
Review Court's Order Granting Preliminary Approval of Class Action Settlement (filed on April 6, 2022) Edwin Aiwarzian (April 6, 2022) – 0.20 hour	0.20

Review and Analyze Settlement Administrator’s Declaration Regarding Settlement Notice Administration; and Research, Draft, Review, and/or Revise Plaintiff’s Motion for Final Approval of Class Settlement, Attorneys’ Fees, Costs, and Enhancement Award, Declaration of Edwin Aiwazian in Support Thereof, and [Proposed] Final Approval Order and Judgment (filed on July 21, 2022) (Anticipated) • Edwin Aiwazian (July 20, 2022, July 21, 2022) - 3.10 hours • Arby Aiwazian (July 15, 2022) – 1.60 hours • Joanna Ghosh (July 20, 2022, July 21, 2022) – 4.30 hours • Brian J. St. John (July 14, 2022 – July 15, 2022; July 19, 2022 – July 21, 2022) – 15.80 hours	24.80
Total Hours:	529.40

EXHIBIT B

LAWYERS for JUSTICE PC CASE COST DETAIL
Elliott v. Med-Data, Inc.

<u>Date</u>	<u>Payee</u>	<u>Expense Description</u>	<u>Amount</u>
3/13/2019	ProLegal	Fee for Courier to Deliver Documents	325.24
3/13/2019	Riverside Superior Court	Complex Fee	1,000.00
3/13/2019	Riverside Superior Court	Filing Fee	450.00
4/23/2019	ProLegal	Fee for Courier to Deliver Documents	124.85
5/3/2019	ProLegal	Fee for Courier to Deliver Documents	114.95
5/6/2019	ProLegal	Fee for Courier to Deliver Documents	99.95
5/10/2019	CourtCall, LLC	Fee for Courier to Deliver Documents	124.00
5/28/2019	One Legal	Fee for Courier to Deliver Documents	60.00
7/26/2019	Legal Document Server, Inc.	Fee for Courier to Deliver Documents	130.00
7/31/2019	CourtCall, LLC	Fee for Courier to Deliver Documents	94.00
10/24/2019	Shahin Mehvary	Travel Reimbursement	83.78
2/6/2020	Signature Resolution LLC	Mediation Fee	6,450.00
3/9/2020	Legal Document Server, Inc.	Fee for Courier to Deliver Documents	130.70
3/9/2020	Riverside Superior Court	Filing Fee	20.00
8/18/2020	Signature Resolution LLC	Mediation Fee	1,800.00
9/16/2020	Legal Document Server, Inc.	Fee for Courier to Deliver Documents	120.00
12/1/2020	Legal Document Server, Inc.	Fee for Courier to Deliver Documents	120.00
8/4/2021	Legal Document Server, Inc.	Fee for Courier to Deliver Documents	14.65
8/4/2021	Riverside Superior Court	Filing Fee	20.00
8/6/2021	Legal Document Server, Inc.	Fee for Courier to Deliver Documents	63.95
9/13/2021	Riverside Superior Court	Document Download Fee	14.00
9/28/2021	One Legal	Fee for Courier to Deliver Documents	15.39
11/3/2021	Legal Document Server, Inc.	Fee for Courier to Deliver Documents	13.95
11/5/2021	Legal Document Server, Inc.	Fee for Courier to Deliver Documents	16.50
11/5/2021	Riverside Superior Court	Filing Fee	60.00
11/9/2021	Legal Document Server, Inc.	Fee for Courier to Deliver Documents	13.95
12/21/2021	Legal Document Server, Inc.	Fee for Courier to Deliver Documents	13.95
1/6/2022	Riverside Superior Court	Document Download Fee	1.00
2/3/2022	Legal Document Server, Inc.	Fee for Courier to Deliver Documents	15.75
2/3/2022	Riverside Superior Court	Filing Fee	20.00
2/17/2022	Riverside Superior Court	Document Download Fee	21.50
3/16/2022	Legal Document Server, Inc.	Fee for Courier to Deliver Documents	14.80
3/23/2022	Legal Document Server, Inc.	Fee for Courier to Deliver Documents	14.80
3/25/2022	Legal Document Server, Inc.	Fee for Courier to Deliver Documents	14.80
4/7/2022	Legal Document Server, Inc.	Fee for Courier to Deliver Documents	11.00
Total:			11,607.46