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9 Attorneys for Plaintiffs,
MARIA MARAVILLA and JUAN TORRES REYES
10 on behalf of themselves and all similarly situated employees

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12 **SUPERIOR COURT OF CALIFORNIA**
13 **COUNTY OF MONTEREY**

14 MARIA MARAVILLA and JUAN TORRES
15 REYES on behalf of themselves and all similarly
16 situated employees,

17 v.

18 GREENGATE FRESH, LLLP; and DOES 1
19 through 50, inclusive,

20 Defendants.

Case No. 21CV001258

**DECLARATION OF JUAN TORRES REYES
IN SUPPORT OF PLAINTIFFS' MOTION
FOR PRELIMINARY APPROVAL OF
CLASS ACTION SETTLEMENT**

Date: January 12, 2024
Time: 8:30 a.m.
Dept: 14

Complaint Filed: April 15, 2021
FAC Filed: May 20, 2022
Trial Date: Not Set

DECLARATION OF JUAN TORRES REYES

I, Juan Torres Reyes, declare as follows:

1. I am an individual over the age of 18. I am a named Plaintiff in the above-referenced action. I have personal knowledge of the facts set forth below and if called to testify I could and would do so competently.

2. I was employed by Defendant Greengate Fresh, LLLP ("Defendant") from about August 2020, until about September 2020. I worked as a non-exempt, hourly paid employee and worked for Defendant California.

3. During my employment, I was required to call in to work to learn whether I was to report to work. I was not paid for the time spent calling into work or reimbursed for the costs of using my personal cell phone to make these calls.

4. Defendant failed to include this shift differential into the regular rate of pay when paying overtime wages, meal period premiums, and sick pay.

5. I was not allowed to leave the work premises during rest breaks. As such, I did not receive off-duty rest breaks. My meal periods were also often provided late or interrupted.

6. Defendant also failed to timely pay all wages owed when they were due.

7. As a result of the above, the wage statements issued by Defendant did not state the correct total hours worked, gross and net wages earned, all hourly rates of pay and the number of hours worked at each rate, and other information required by law.

8. I understand that this action was brought on behalf of all employees in the State of California, and that I am acting as a representative for the Class. As a class representative, I understand that it is my responsibility to act in the best interest of the Class.

9. I understand that this action was brought on behalf of all employees in the State of California, and that I am acting as a representative for the Class. As a class representative, I understand that it is my responsibility to act in the best interest of the Class.

10. I have spent a significant amount of time discussing this matter with my attorneys on many occasions and explaining my understanding of Defendant's practices. I have performed a number of tasks in my role as the representative including meeting with my attorneys to discuss this case at

1 various stages of the lawsuit, gathering documents related to this case; reviewing the complaints and
2 other documents; regularly providing information to my attorneys and responding to any questions; and
3 reviewing and signing the settlement agreement.

4 11. I have discussed the terms of the settlement with my attorneys, and based on the
5 information provided, I believe the settlement to be fair, adequate, and reasonable for myself and for the
6 Class.

7 12. I am proud of the result and accomplishment of this lawsuit. I feel that it is a positive
8 accomplishment and understand that other people who worked for Defendant will benefit because of the
9 actions that I have taken.

10 13. I do not have any conflict of interest with Watsonville Law Center.

11 14. I have and continue to be willing to assist in the investigation of this matter as well as
12 make myself available for trial or any further proceedings in this matter as required to represent the
13 interests of the Class. I also understand my duties and responsibilities to the proposed Class and will
14 carry out those duties as necessary.

15 15. I understand that I could have been liable for Defendant's legal costs had Defendant
16 prevailed. I also understand that this lawsuit was filed in the public court records, which may affect my
17 ability to obtain future employment.

18 16. My first language is Spanish, and I speak no English. Jackie Mireles orally translated the
19 contents of this declaration from English to Spanish for me before I signed it. Ms. Mireles speaks my
20 language fluently and appeared to have no difficulty understanding me. Likewise, I had no difficulty
21 understanding Ms. Mireles. Ms. Mireles read the entire contents of this declaration to me in Spanish
22 before I signed it, and the translation she read to me was a true and accurate recitation of the testimony I
23 wish to present to the court.

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

26 Executed on this ____ day of November 2023, at Salinas, California.

27 JUAN R. TORRES
28 Juan Torres Reyes