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12 Attorneys for Plaintiff Celia Martinez,
13 individually, and on behalf of all other similarly
14 situated employees

15 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
16 **FOR THE COUNTY OF ORANGE COUNTY – CIVIL COMPLEX CENTER**

17 CELIA MARTINEZ, as an individual, and on
18 behalf of other similarly situated employees,

19 Plaintiff,
20 vs.

21 RUBY BROTHERS III, a California
22 corporation; RUBY CORP., a California
23 corporation, MCRU, INC., a California
24 corporation, RUBY BROTHERS, a California
25 corporation, RUBY BROTHERS TOO, a
26 California corporation, E RUBY PARTNERS,
27 LLC, a California corporation, and DOES 1-
28 50, inclusive,
Defendant.

Case No.: 30-2021-01204252-CU-OE-CXC

Assigned for all purposes to:
Hon. Peter Wilson
Dept. CX 102

**DECLARATION OF PLAINTIFF CELIA
MARTINEZ IN SUPPORT OF MOTION
FOR PRELIMINARY APPROVAL OF
CLASS ACTION SETTLEMENT**

Date: September 1, 2022
Time: 2:00 p.m.
Place: Department CX 102

1 **DECLARATION OF CELIA MARTINEZ**

2 I, Celia Martinez, declare as follows:

3 1. I am over the age of eighteen and have personal knowledge of everything stated
4 below and could competently testify to these facts if sworn.

5 2. I submit this Declaration in support of the motion for preliminary approval of class
6 action settlement and class representative enhancement fee.

7 3. I worked for Defendants, (referred to herein as "Defendant"). As I worked for
8 Defendants as an hourly worker during the class period, I worked very hard, especially when I
9 worked above five and six hours and not able to take all of my entitled meal breaks and rest breaks.
10 After my employment ended with Defendants, I determined that I would attempt to effectuate a
11 change in Defendants' practices and policies through a representative action under the Private
12 Attorney General Act and class action.

13 4. After consulting with a law firm, I decided to file a Private Attorney General Action
14 claim and class action against Defendant. I would consider myself a low wage hourly worker but
15 despite this I still decided to take the risk of filing this class action and losing this case that could
16 have exposed myself to certain attorneys' fees and costs incurred by Defendant. However, my
17 passion to vindicate the rights of my coworkers outweighed the risk exposure to myself as I believed
18 that my co-workers deserved to be treated fairly in the eyes of the law.

19 5. Throughout this case, I was required to appear at my attorneys' office, answering
20 questions during several interviews by my attorney and his staff either in person or via telephone
21 related to the case, and locating and submitting documents to my attorney in support of the claims.

22 6. I remained involved and provided information and details about Defendant's
23 practices and policies in support of the class claims so that the claims could be maximized for the
24 class members. Through the litigation I made myself available to complete the settlement agreement
25 and finalize the terms of the settlement agreement and execute the settlement agreement.

26 7. In this litigation, I was committed throughout the entire process to ensure that the
27 class members were treated fairly and committed approximately 50 hours to this case.
28

1 I declare under the penalty of perjury under the laws of the State of California that the
2 foregoing is true and correct. Executed on this ___th day of August 3, 2022 in Irvine, California.
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6 Celia Martinez
7 Celia Martinez, Declarant
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