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10 Facsimile: (866) 652-7819
11 Attorneys for Plaintiff EMMANUEL WRIGHT

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16 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
17 **COUNTY OF LOS ANGELES**

18 EMMANUEL WRIGHT, individually and on
19 behalf of all others similarly situated,

20 Plaintiff,

21 v.

22 HOME BOX OFFICE, INC.; PLANE MEETS
PAPER PRODUCTIONS, LLC; and DOES 1
23 through 50, inclusive,

24 Defendants.

Case No.: 21STCV19636

[Case Assigned for All Purposes to Hon.
Maren E. Nelson in Dept. 17]

**DECLARATION OF FRANK H. KIM IN
SUPPORT OF UNOPPOSED MOTION
FOR FINAL APPROVAL OF CLASS
ACTION AND PAGA SETTLEMENT**

Date: June 14, 2024

Time: 9:00 a.m.

Complaint Filed: May 24, 2021

Trial Date: None Set

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1. I am an attorney licensed to practice law in the State of California, and the owner of Kim Legal, APC, attorney of record for Emmanuel Wright in the matter entitled *Wright v. Home Box Office, Inc., et al.*, Los Angeles County Superior Court Case No. 21STCV19636. If called to testify, I could truthfully attest to the matters contained herein.

3. I am one of the proposed Class Counsel in this matter. I was involved in all aspects of this lawsuit, including pre-filing investigation, identifying and interviewing witnesses and potential representatives in positions similar to Plaintiff, and performing in-dept factual investigations with each Plaintiff and reviewing all of Plaintiffs' documents in connection with his employment.

5. Kim Legal, APC has incurred actual litigation costs of \$4,836.33 to date. Attached as Exhibit B is an accurate of the costs.

6. My qualifications are as follows: I have been an active member of the California State Bar since 2009. I received my law degree from the University of California, Hastings College of the Law. After law school, I represented carriers in subrogation litigation at Gibson, Robb, Lindh, LLP and consumer finance lenders at Severson & Werson, APC and Bryan Cave, LLP (now Bryan Cave Leighton Paisner, LLP). In 2013, I joined the in-house legal team at Westlake Financial Services (“WFS”), the largest privately-held automobile finance lender with over \$10 billion in assets under

1 management. In 2017, I was appointed as General Counsel, a position that I held until January 2020,
2 when I decided to open my law practice.

3 7. During my time at WFS, I was responsible for managing nationwide litigation matters,
4 including employment-related matters for a workforce of over 1,300 employees. I worked with
5 outside counsel in California wage and hour class actions like *DeLeon, et al. v. Westlake Services,*
6 *LLC*, (LASC BC526750) and *Yeganeh v Westlake Services, LLC* (LASC BC700568). I was also
7 attorney of record for Western Funding Incorporated (a subsidiary of WFS) in *Western Funding*
8 *Incorporated v. Vegas Valley Motors Corp* (LASC BC655813), where I obtained a trial verdict in
9 the amount of \$1,730,000 and was awarded attorney fees at an hourly rate of \$695.

10 8. In 2020, I founded Kim Legal, APC (“Kim Legal”), a plaintiff’s employment law firm.
11 I have been appointed class counsel in the following cases: *Smetana, et al. v. Quiktrak, Inc.*, which
12 settled for \$1.65 million on behalf of 253 class members and Judge David R. Lampe awarded 40%
13 in fees; *Wellinger v. Live Nation Worldwide, Inc.*, which settled for \$550,000 on behalf of 55 class
14 members and Judge Yvette M. Palazuelos awarded 33% in fees; ; *Deskins v. Infosys Limited*, which
15 settled for \$2,720,000 for aggrieved employees who worked about 136,642 pay periods and Judge
16 Stephanie M. Bowick awarded 33% in fees; *Wright v. GTW, LLC, et al.*, which settled for \$335,000
17 on behalf of 220 class members and Judge Elihu M. Berle preliminary awarded 33% in fees; and
18 *Meelee v. Shryne Group, Inc.*, which settled for \$4,280,000 with preliminary approval pending.

19 9. In addition, I am lead counsel or co-counsel in a number of pending single-plaintiff and
20 employment wage-and-hour class actions and/or PAGA actions involving Labor Code violations,
21 including: *Azima v. Big Hit Entertainment, et al.*, Superior Court for the County of Los Angeles
22 (mediation pending); *Rivera v. L’Oreal USA SD, Inc., et al.*, Superior Court for the County of Los
23 Angeles (litigation ongoing); *Saravia v. John McNeil Studio, Inc.*, Superior Court for the County of
24 Alameda (litigation ongoing); *DeBuck v. Object and Animal USA, Inc.*, Superior Court for the
25 County of Los Angeles (litigation ongoing); *Ward v. Home Box Office, Inc., et al.*, Superior Court
26 for the County of Los Angeles (settlement pending); *Bandara v. Bonobos, Inc., et al.*, Superior Court
27 for the County of Los Angeles (approval pending); *Pearson v. West Brands, LLC, et al.*, Superior

1 Court for the County of Los Angeles (mediation pending); *Leslie v. Yeezy Apparel LLC*, Superior
2 Court for the County of Los Angeles (mediation pending); *Meelee v. Shryne Group, Inc., et al.*,
3 Superior Court for the County of Los Angeles (settlement pending); *Azima v. Netflix Productions,*
4 *LLC*, Superior Court for the County of Los Angeles, (mediation pending); *Tehrani v. Amazon*
5 *Studios, LLC*, Superior Court for the County of Los Angeles, (mediation pending).

6 10. I do not have any conflicts of interest with the State or with the plaintiff. I am not related
7 to the proposed Class Representative. I have not previously represented any of the Defendants in
8 any matter.

9 I swear under penalty of perjury under the laws of the State of California that the foregoing
10 is true and correct, this 20th day of May, 2024, at Los Angeles, California.

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13 /s/ Frank H. Kim

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Exhibit A

Description of Time	Time
Intake and case review	2.8
Pleadings	2.2
Formal written discovery	5.2
Prepare for and attend Court Conferences	24.6
Prepare for and attend Mediation	12.8
Review and revise settlement agreement	0.8
Draft, review and revise motion for preliminary approval	2.1
Review and revise motion for final approval	1.1
Draft, review and revise motion for attorneys' fees and supporting documents	0.5
TOTAL	52.1

Exhibit B

Description	Amount
Attorney Services (On-Call Legal)	\$3,404.78
Case Anywhere Costs	\$1,322.55
PAGA LWDA Filing Fee	\$75.00
Postage	\$34.00
Total	\$4,836.33

(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 May 22, 2024, I served all interested parties in this action the following documents described as: **DECLARATION OF FRANK H. KIM IN SUPPORT OF UNOPPOSED MOTION FOR FINAL APPROVAL OF CLASS ACTION AND PAGA SETTLEMENT** by placing a true copy thereof enclosed in a sealed envelope addressed as follows:

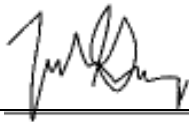
Maria C. Rodriguez mcrodriguez@mwe.com Chris Braham cbraham@mwe.com Ariel Beverly abevery@mwe.com Yvonne Rivera yriviera@mwe.com Cindy Liu cliu@mwe.com McDermott Will & Emery LLP 2049 Century Park East, Suite 3200 Los Angeles, CA 90067-3206 Attorneys for Defendants	Frank H. Kim fkim@kim-legal.com KIMLEGAL, APC 3435 Wilshire Blvd, Suite 2700 Los Angeles, CA 90010
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[XX] 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.

[XX] (BY ELECTRONIC MAIL THROUGH CASE ANYWHERE): On interested Parties set forth on the service list.

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

Executed on May 22, 2024, at Los Angeles, California.



Taylor Gregg