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Attorneys for Plaintiff PAUL WARD

SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF LOS ANGELES

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

Plaintiff,

v.

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

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 PRELIMINARY APPROVAL OF
CLASS ACTION AND PAGA
SETTLEMENT**

Date: February 27, 2024
Time: 9:30 AM

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. During my time at WFS, I was responsible for managing nationwide litigation matters, including employment-related matters for a workforce of over 1,300 employees. I worked with outside counsel in California wage and hour class actions like *DeLeon, et al. v. Westlake Services, LLC*, (LASC BC526750) and *Yeganeh v Westlake Services, LLC* (LASC BC700568). I was also

1 attorney of record for Western Funding Incorporated (a subsidiary of WFS) in *Western Funding*
2 *Incorporated v. Vegas Valley Motors Corp* (LASC BC655813), where I obtained a trial verdict in
3 the amount of \$1,730,000 and was awarded attorney fees at an hourly rate of \$695.

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

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

8. I do not have any conflicts of interest with the State or with the plaintiff. I am not related to the proposed Class Representative. I have not previously represented any of the Defendants in any matter. I do not have an interest or relationship, financial or otherwise, with Motion Picture & Television Fund, the proposed cy pres.

I swear under penalty of perjury under the laws of the State of California that the foregoing is true and correct, this 8th day of January, 2024, at Los Angeles, California.

/s/ *Frank H. Kim*

FRANK H. KIM

(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 February 6, 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 PRELIMINARY APPROVAL OF CLASS ACTION AND PAGA SETTLEMENT** by placing a true copy thereof enclosed in a sealed envelope addressed as follows:

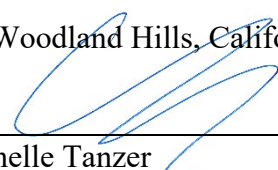
Maria C. Rodriguez mcrodriguez@mwe.com Chris Braham cbraham@mwe.com Ariel Beverly abevery@mwe.com Yvonne Rivera yrivera@mwe.com Cindy Liu cliu@mwe.com McDermott Will & Emery LLP 2049 Century Park East, Suite 3200 Los Angeles, CA 90067-3206 <i>Attorneys for Defendants</i>	Frank H. Kim fkim@kim-legal.com KIMLEGAL, APC 3435 Wilshire Blvd, Suite 2700 Los Angeles, CA 90010 Helen U. Kim helen@helenkimlaw.com HELEN KIM LAW, APC 3435 Wilshire Blvd, Suite 2700 Los Angeles, CA 90010 <i>Attorneys for Plaintiff</i>
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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 February 6, 2024, at Woodland Hills, California.



Michelle Tanzer