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SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF ORANGE

MELISSA MOSS, as an individual and on
behalf of all others similarly situated,

Plaintiffs,

vs.

SARES REGIS OPERATING COMPANY,
L.P.; and DOES 1 through 50, inclusive,

Defendants.

Case No.: 30-2021-01201041-CU-OE-CXC

[Assigned for all purposes to the Hon. William
Claster, in Department CX104]

**DECLARATION OF MELISSA MOSS IN
SUPPORT OF PLAINTIFF'S MOTION FOR
PRELIMINARY APPROVAL OF CLASS
ACTION SETTLEMENT**

Date: July 8, 2022

Time: 9:00 a.m.

Dept.: CX104

Reservation Number: 73780679

Complaint Filed: May 17, 2021

FAC Filed: August 16, 2021

SAC Filed: June 10 2022

Trial Date: None Set

DECLARATION OF MELISSA MOSS

I, Melissa Moss, declare as follows:

1. I am an individual over the age of 18 years old and am a resident of California. I am the named Plaintiff in this matter. I have personal knowledge of the facts set forth below and if called to testify I could and would do so competently.

2. I worked for Sares Regis Operating Company, L.P. ("Defendant") as a non-exempt, hourly employee until about April 21, 2021.

3. During my employment with Defendant, I was underpaid meal and rest break premium wages. Specifically, I was regularly paid non-discretionary wages such as incentives and bonuses, that were not factored into the regular rate of pay for the purposes of paying meal and rest break premium pay.

4. As a result of the above, I allege that I did not receive legally compliant wage statements and was not paid all wages owed upon separation of employment.

5. Moreover, during my employment I was paid wages via a paycard. I did not give written authorization to receive my wages in this form and was charged a fee to use the paycard. I have been unable to access all monies on the paycard.

6. I understand that this action was brought on behalf of all other current and former piece-rate employees within the State of California, and thus I am acting as a representative for the Class. As class representative, I understand that it is my responsibility to act in the Class' best interest and not my own. I agree that I will not put my own interests ahead of that of the Class, and that I will not settle out my claims separately or independently from the Class. Moreover, I am not aware of any conflicts that exist between my interest and the interests of the Class that would impair or affect my ability to serve as representative for the Class.

7. I have and continue to be willing to assist in the investigation of this matter, including providing any necessary information and documents, as well as make myself available for trial or any further proceeding in this matter as required to represent the interests of the Class. I also understand my duties and responsibilities to the proposed class and will carry out those duties as necessary. I have performed a number of tasks as the representative of the Class in

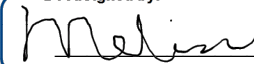
1 connection with the prosecution of this matter, including discussing the lawsuit with my counsel
2 on a number of occasions, providing documents and information to my counsel, and reviewing
3 various pleadings and documents, including my PAGA letters, the complaint, the Memorandum
4 of Understanding, and the Settlement Agreement.

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

8 9. I also executed a general waiver of any and all claims, including a waiver of
9 California Civil Code § 1542, which I understand was not required of other Class Members.

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

12 Executed on this ²⁴ day of May 2022, at Rancho cucamanga, California.

13
14 DocuSigned by:

15 99F17281C6224C
Melissa Moss