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Attorneys for PAUL HERNANDEZ, on
behalf of himself, all others similarly situated,
and on behalf of the general public

SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF STANISLAUS

PAUL HERNANDEZ on behalf of himself,
all others similarly situated, and on behalf of
the general public,

Plaintiff,

v.

UNITED FACILITIES, INC.; and DOES 1-
100,

Defendants.

Case No. CV-21-004264

**DECLARATION OF PAUL HERNANDEZ
IN SUPPORT OF PLAINTIFF'S MOTION
FOR APPROVAL OF PAGA SETTLEMENT**

Date: January 24, 2023
Time: 8:30 a.m.

1 I, Paul Hernandez, hereby declare under penalty of perjury as follows:

- 2 1. I have personal knowledge of all matters stated herein, and if called as a witness, I could
3 and would competently testify thereto, except as to those matters stated upon information
4 and belief, and as to those matters, I believe them to be true.
- 5 2. I am the named Plaintiff in the above-captioned lawsuit, and I submit this declaration in
6 support of Plaintiff's Motion for Approval of PAGA Settlement.
- 7 3. I worked for United Facilities as an hourly, non-exempt employee in California during the
8 PAGA Period.
- 9 4. I originally decided to contact an attorney because I felt that some of United Facilities'
10 policies and practices violated the law.
- 11 5. Based on my communications with other employees, what I witnessed while working at
12 United Facilities, and my personal experience as an employee for United Facilities e, it
13 was my belief that my experiences were not unique to me, but were shared by all of the
14 non-exempt employees that worked for United Facilities.
- 15 6. I have been in regular contact with my attorneys throughout the prosecution of this case
16 and have been kept apprised of all aspects of the case. Throughout the litigation, I have
17 always been available to provide my attorneys with helpful information for this lawsuit.
- 18 7. I understood that a large amount of work could be required of me as a named representative,
19 and I was willing to and did engage in this work. I had regular discussions with my
20 attorneys, provided my attorneys with information and documents from my employment
21 with United Facilities, responding promptly to my attorneys' various communications
22 regarding this matter, and reviewing and analyzing the settlement agreement and settlement
23 papers.
- 24 8. Although I did not attend the mediation in person, I was available via phone. During the
25 settlement negotiations, my attorneys continually communicated and explained every part
26 of the negotiation process. Having been fully informed and advised by my attorneys as to
27 the strengths and risks associated with further litigation, I gave my consent to settle with
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1 United Facilities for the gross settlement amount of \$1,350,000, which I find to be fair and
2 reasonable.

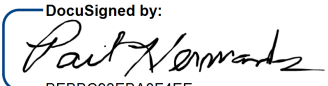
3 9. As part of the settlement agreement, I agreed to a general release of my claims against
4 United Facilities. This includes a release for my individual wage and hour claims. I believe
5 the requested \$10,000 for my agreeing to this release, which is broader than the claims
6 being released by the other aggrieved employees, who can still bring their own claims
7 against United Facilities, is fair and reasonable.

8 10. I initiated this lawsuit on behalf of myself and the other aggrieved employees because I
9 wanted to fix what I perceived as problems affecting all of us. From the very beginning, I
10 understood that I was participating in this case, not only for my own benefit, but for the
11 many past and present non-exempt employees.

12 11. While I truly believe that I was doing the right thing in pursuing this case, I do believe that
13 I have paid a price for the greater good of other employees, who will now obtain some
14 relief through the terms of the proposed settlement.

15 I declare under penalty of perjury under the laws of the State of California that all the
16 foregoing is true and correct.

17 Dated: 12/23/2022

18 By: 
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20 PAUL HERNANDEZ
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