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Attorneys for Plaintiff and the Proposed Class

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF CONTRA COSTA**

MARIO RAMIREZ LOPEZ, an individual, on
behalf of himself and others similarly situated,

PLAINTIFF,

v.

ELECTRIC TECH CONSTRUCTION, INC.;
and DOES 1 thru 50, inclusive,

DEFENDANTS.

CASE NO. MSC21-01298

[Case Assigned for All Purposes to Hon.
Charles Treat in Dept. 12]

**DECLARATION OF MARIO RAMIREZ
LOPEZ IN SUPPORT OF FINAL
APPROVAL OF CLASS ACTION
SETTLEMENT**

Date: November 21, 2024

Time: 9:00 a.m.

Dept.: 12

Complaint Filed: June 29, 2021

FAC Filed: September 1, 2021

Trial Date: None Set

DECLARATION OF MARIO RAMIREZ LOPEZ

I, Mario Ramirez Lopez, state and declare as follows:

1. I am a competent adult, over the age of eighteen, and the named Plaintiff in the above-captioned matter. The following is based upon my personal knowledge, and if called as a witness, I could and would testify competently thereto.

2. I am a former employee of Defendant Electric Tech Construction, Inc. (“Electric Tech” or “Defendant”) as a non-exempt employee.

3. I brought this lawsuit, on behalf of myself and all other Settlement Class Members, against Defendant because I believe that Electric Tech did not pay me and other employees for all hours worked at the appropriate rate of pay. I also believe that Defendant failed to provide all required, compliant meal periods and rest periods to me and other employees. I believe that Electric Tech did not provide accurate itemized wage statements that showed total hours worked and all applicable hourly rates in effect during the pay period and the corresponding number of hours worked at each hourly rate. Furthermore, I believe that Defendant failed to compensate me and other employees for wages due at the time of termination from employment with Defendant. Lastly, through my counsel, I requested copies of my personnel file and pay records but I believe that Defendant failed refused to comply with my request timely.

4. I understand that I am representing other employees and I believe that I am able to represent them well.

5. I first researched attorneys who are very experienced with these types of lawsuits. Once retained, I compiled all relevant documents from my employment to assist my attorneys in litigating this case. I worked with my attorneys to develop the facts and legal claims in this lawsuit. The lawsuit was filed June 29, 2021.

6. Throughout the litigation, I have provided my attorneys with helpful information for this lawsuit and for the Settlement as needed. Additional work in connection with this matter includes providing information to my attorneys regarding my employment with Defendant, staying in regular contact with my attorneys to discuss the status of the case, responding promptly to my

attorneys' various communications regarding this matter, attending a full-day mediation in February 27, 2023; and reviewing and analyzing the settlement agreement and settlement papers to ensure the settlement was fair and reasonable and in the best interests of the Settlement Class Members.

7. I estimate that I have spent 35-45 hours of time in connection with pursuing this matter.

8. I have worked to actively represent the other Settlement Class Members and their interests.

9. I believe that I have always kept the Settlement Class Members interests at heart in this litigation.

10. I am prepared to continue assisting with this litigation and am committed to achieving the best possible results for the Class.

11. I believe that the class action settlement obtained on behalf of the Class is fair and reasonable in light of the issues involved in this case. As mentioned above, I reviewed and discussed the Agreement with my attorneys and asked them questions about it to ensure that I understood its terms and what it would mean for all of the class members.

12. I believe that I have fairly represented the absent Class and request that the Court finally approve this settlement and confirm me as Class Representative.

13. I am not aware of any conflicts of interest that prevent me from being confirmed as Class Representative in this Action. I am not related in any way to my attorneys or to any other member of the firm that is representing me. I have no business dealings or other involvement beyond this lawsuit and this representation. I have not been promised any money or inducement to serve as Class Representative in this Action.

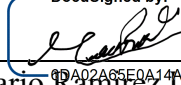
14. It is my opinion that the settlement agreement provides for a fair and adequate enhancement for me as a Class Representative, in the amount of \$5,000.00. I believe that this is fair and reasonable in light of all of the work that I have performed in my role as Class Representative. As Class Representative, I have actively participated in all stages of the litigation,

as detailed above, and have always maintained the best interests of the Class while performing my Class Representative duties.

15. It is also my opinion that the Class Representative enhancement is fair, reasonable, and adequate because, in addition to the many hours spent participating in the prosecution of this case, I accepted the potential risk of being liable for Defendant's attorneys' fees and costs if we were unsuccessful in this Action. Likewise, I risk the potential stigma of being a Class Representative in a class action labor dispute, which may affect my future employability.

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

Executed this 30 day of September, 2024 at Bay Point,
California. (City)

DocuSigned by:

Mario Ramirez Lopez

(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 October 29, 2024, I served all interested parties in this action the following documents described as: **DECLARATION OF MARIO RAMIREZ LOPEZ IN SUPPORT OF FINAL APPROVAL OF CLASS ACTION SETTLEMENT** by placing a true copy thereof enclosed in a sealed envelope addressed as follows:

NORTON ROSE FULBRIGHT

Jenny Choi

555 South Flower ST, 41st Floor

Los Angeles, CA 90071

jenny.choi@nortonrosefulbright.com

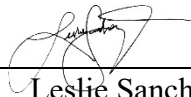
[] **(BY MAIL)** I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with U.S. postal service on that same day with postage fully prepaid at Encino, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

[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 TRANSMISSION):** I caused the document to be send to the persons at the e-mail address(es) listed on the attached service list. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful. A pdf copy of which was sent via email to the above email address(es).

[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 October 29, 2024, at Chino, California.



Leslie Sanchez