

KINGSLEY & KINGSLEY, APC
ERIC B. KINGSLEY, Esq., Cal. Bar No. 185123
eric@kingsleykingsley.com
KELSEY M. SZAMET, Esq., Cal. Bar No. 260264
kelsey@kingsleykingsley.com
16133 Ventura Blvd., Suite 1200
Encino, CA 91436
Telephone: (818) 990-8300
Fax: (818) 990-2903

Attorneys for Plaintiff and the Proposed Class

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN MATEO**

WENDY CERON VENTURA, an individual,
on behalf of himself and others similarly
situated

PLAINTIFF,

v.

MEDICAL LINEN SERVICE, INC.; and
DOES 1 thru 50, inclusive,

DEFENDANTS.

CASE NO. 21-CIV-03233

[Case Assigned for All Purposes to Hon.
Robert D. Foiles in Dept. 21]

**DECLARATION OF PLAINTIFF WENDY
CERON VENTURA IN SUPPORT OF
FINAL APPROVAL OF CLASS
SETTLEMENT**

*[Filed concurrently with Motion for Final
Approval; Motion for Approval of Attorneys'
Fees and Costs; Declarations of Kelsey M.
Szamet and Lluvia Islas of ILYM Group, Inc.,
[Proposed] Order and Judgment Thereon]*

Date: May 5, 2023

Time: 2:00 P.M.

Dept.: 9

Complaint Filed: June 10, 2021
FAC Filed: August 16, 2021
Trial Date: None Set

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

DECLARATION OF WENDY CERON VENTURA

I, WENDY CERON VENTURA, 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 MEDICAL LINEN SERVICE, INC.; (“Medical Linen” or “Defendant”) as an hourly employee.

3. I brought this lawsuit, on behalf of myself and all other Settlement Class Members, against Defendant because I believe that MEDICAL LINEN SERVICE, INC. failed to pay wages and/or overtime, failed to provide meal breaks, failed to pay minimum wages, deducted wages, and failed to pay all wages due at the time of termination or resignation.

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. It was important to me to find attorneys with a lot of experience in this area of the law. Once retained, I compiled 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. I knew that I would be representing other employees and the class action lawsuit was filed on June 10, 2021.

6. Throughout the litigation, I have provided my attorneys with helpful information for this lawsuit and for the Settlement Agreement as needed. My work in connection with this matter includes: providing information to my attorneys regarding the conditions of my employment with Defendant and my experiences and observations at work; staying in regular contact with my attorneys to discuss the status of the case; responding promptly to my attorneys’ various communications regarding this matter, remotely attending a full-day mediation on March 29, 2022 by video conference; and reviewing and analyzing the settlement agreement and settlement papers to ensure the settlement was fair and reasonable and in the best interests of all

DECLARATION OF WENDY CERON VENTURA

I, WENDY CERON VENTURA, 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 MEDICAL LINEN SERVICE, INC.; (“Medical Linen” or “Defendant”) as an hourly employee.

3. I brought this lawsuit, on behalf of myself and all other Settlement Class Members, against Defendant because I believe that MEDICAL LINEN SERVICE, INC. failed to pay wages and/or overtime, failed to provide meal breaks, failed to pay minimum wages, deducted wages, and failed to pay all wages due at the time of termination or resignation.

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. It was important to me to find attorneys with a lot of experience in this area of the law. Once retained, I compiled 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. I knew that I would be representing other employees and the class action lawsuit was filed on June 10, 2021.

6. Throughout the litigation, I have provided my attorneys with helpful information for this lawsuit and for the Settlement Agreement as needed. My work in connection with this matter includes: providing information to my attorneys regarding the conditions of my employment with Defendant and my experiences and observations at work; staying in regular contact with my attorneys to discuss the status of the case; responding promptly to my attorneys’ various communications regarding this matter, remotely attending a full-day mediation on March 29, 2022 by video conference; and reviewing and analyzing the settlement agreement and settlement papers to ensure the settlement was fair and reasonable and in the best interests of all

1 the member of the class.

2 7. I estimate the total time spent in connection with this matter is approximately 30-
3 40 hours.

4 8. I believe that I have worked to actively represent the other Settlement Class
5 Members and their interests, and have put the Settlement Class Members' interests ahead of my
6 own personal interests during this litigation.

7 9. I am prepared to seeing this settlement through meaning that I will continue assisting
8 with this litigation as needed and am committed to achieving the best possible results for the Class.

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

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

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

20 13. It is my opinion that the settlement agreement provides for a fair and adequate
21 enhancement for me as a Class Representative, in the amount of \$5,000. I believe that this is fair
22 and reasonable in light of all of the work that I have performed in my role of finding competent
23 lawyers, bringing this case, and acting as the Class Representative. As Class Representative, I
24 have actively participated in all stages of the litigation, as detailed above, and have always
25 maintained the best interests of the Class while performing my Class Representative duties.

26 ///

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

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

8 Executed this 13 day of April, 2023 at South San Francisco, California.

DocuSigned by:

WENDY CERON VENTURA

(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 April 13, 2023, I served all interested parties in this action the following documents described as: **DECLARATION OF PLAINTIFF WENDY CERON VENTURA IN SUPPORT OF FINAL APPROVAL OF CLASS ACTION SETTLEMENT** by placing a true copy thereof enclosed in a sealed envelope addressed as follows:

Alexander Hernaez
ahernaez@foxrothschild.com
Cody Stroman
codystroman@foxrothschild.com
Andrew Russell
arussell@foxrothschild.com
Steven Wong
swong@foxrothschild.com
FOX ROTHSCCHILD LLP
345 California Street, Suite 2200
San Francisco, CA 94104

[] (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 below 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 April 13, 2023, at Sherman Oaks, California.



Leslie Sanchez