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

RONALD ALLEN MILES, an individual, on
behalf of himself and others similarly situated

PLAINTIFF,

v.

CHICO PRODUCE INC. DBA PROPACIFIC
FRESH; and DOES 1 thru 50, inclusive,

DEFENDANTS.

CASE NO. 34-2021-00301881-CU-OE-GDS

[Case Assigned for All Purposes to Hon.
Lauri A. Damrell in Dept. 28]

**DECLARATION OF RONALD ALLEN
MILES IN SUPPORT OF PRELIMINARY
APPROVAL OF CLASS ACTION AND
PAGA SETTLEMENT**

Date: January 19, 2024

Time: 9:00 A.M.

Dept.: 28

Reservation Number: A-301881-001

Complaint Filed: June 3, 2021

Trial Date: None Set

DECLARATION OF RONALD ALLEN MILES

I, Ronald Allen Miles, 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 Chico Produce Inc. dba ProPacific Fresh ("Chico Produce" or "Defendant") as a non-exempt employee.

3. I brought this lawsuit, on behalf of myself and all other Class Members, against Defendant because I believe that Chico Produce did not pay wages and/or overtime, failed to provide compliant meal breaks and rest breaks, and failed to pay wages at the time of termination/separation to me and other employees.

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

5. I first researched experienced attorneys who are very experienced with these types of employment lawsuits. 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. The lawsuit was filed on June 3, 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, making myself available to attend a full-day mediation on September 5, 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 Class Members.

7. I estimate the total time spent in connection with this matter to date is approximately 25-35 hours.

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

2 9. I have always kept the Class Members interests at heart in this litigation.

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

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

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

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

16 14. It is my opinion that the settlement agreement provides for a fair and adequate
17 enhancement for me as a Class Representative, in the amount of \$5,000. I believe that this is fair
18 and reasonable in light of all of the work that I have performed in my role as Class Representative.
19 As Class Representative, I have actively participated in all stages of the litigation, as detailed
20 above, and have always maintained the best interests of the Class while performing my Class
21 Representative duties.

22 ///

Executed this 19th day of December, 2023 at Sacramento ,
California.

Donald Miller

Ronald Allen Miles

(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 December 22, 2023, I served all interested parties in this action the following documents described as: **DECLARATION OF RONALD ALLEN MILES IN SUPPORT OF PRELIMINARY APPROVAL OF CLASS ACTION AND PAGA SETTLEMENT** by placing a true copy thereof enclosed in a sealed envelope addressed as follows:

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☐ **(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.

☒ **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.

☒ **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).

☒ **(STATE)** I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on December 22, 2023, at Woodland Hills, California,

Michelle Tanzer