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Attorneys for Plaintiff and the proposed class

SUPERIOR COURT OF THE STATE OF CALIFORNIA
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. 22]

**DECLARATION OF RONALD ALLEN
MILES IN SUPPORT OF MOTION FOR
FINAL APPROVAL OF CLASS ACTION
SETTLEMENT**

Date: August 16, 2024

Time: 9:00 a.m.

Dept.: 22

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 a named Plaintiff in the above-captioned action. The foregoing is based upon my personal knowledge and, if called as a witness, I could and would competently testify thereto. I am making this sworn declaration in support of my claims and the claim of my co-workers, in support of my qualifications as named Plaintiff, and in support of the Motion for Final Approval of Class Action Settlement. If called as a witness, I could and would competently testify as to the truth of the matters set forth herein.

2. I am a former non-exempt employee of Defendant Chco Produce Inc. DBA Propacific Fresh ("Defendant" or "Chico"). I performed work as an hourly non-exempt driver based out of Defendant's yard in Sacramento, California from May 2019 to March 18, 2020.

3. I have spent significant time throughout this Action working with Class Counsel. Before filing the class action complaint against Chico on June 3, 2021, I researched and identified experienced Counsel that had handled these types of employment cases before and that I believed could best represent the interests of the Class members. I also assisted the attorneys with investigation and gathering of information including providing all relevant employment documents in my possession, discussing my work experience, and providing information regarding the experience of others that I had observed while working for Chico.

4. I also reviewed the terms of the proposed settlement before signing it. My attorneys explained the specifics of how the settlement would work and I accepted the settlement only after I had spent time evaluating the proposed outcome to ensure that I believed it was fair. Based on my attorneys' evaluation and recommendation, and my own review, I believe the settlement is fair and reasonable and adequately compensates settlement Class members.

5. Over the course of this litigation I have spent a significant amount of time conferring and working with my attorneys on the prosecution of my claims and evaluating the settlement and related documents.

6. I believe that I have always put the Class members interests ahead of my own interests at all times during this litigation.

1 7. I also am aware and understand that I have agreed to sign a broader release of the
2 claims than the release applicable to the Class members in reaching the Agreement.

3 8. This lawsuit has put a lot of stress on my family and me. I have also had to take
4 time away from my day-to-day schedules to discuss the case with my attorneys for the benefit of
5 the Class.

6 9. Throughout the entirety of this litigation, I have maintained regular contact with
7 Class Counsel and assisted in any way possible by providing information and making myself
8 available as needed.

9 10. I was aware that by helping to initiate this lawsuit, my name would become known
10 and it was possible that my involvement in this matter could make it more difficult for me to obtain
11 employment in this field. Regardless, I believed it was important to proceed with this matter on
12 my behalf and on behalf of all others who were subject to the same problems during their
13 employment with Chico.

14 11. When the class action notice was mailed out, I made myself available as necessary
15 to ensure that Class members were aware of the lawsuit and its progress and how to be a part of it.

16 12. I have always kept the Class members interests at heart in this litigation. I am
17 prepared to continue assisting with this litigation and am committed to achieving the best possible
18 results for the Class members.

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

23 14. I believe that I have fairly represented the absent Class members and request that
24 the Court finally approve this settlement and confirm me as the named Class Representative.

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

1 inducement to serve as the named Class Representative in this lawsuit.

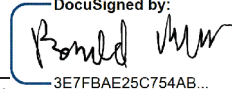
2 16. Based upon my participation in this case, I understand the merits of this settlement
3 and I strongly support the settlement and believe it is fair and reasonable, and in the best interest
4 of the class.

5 17. It is my opinion that the settlement agreement provides for a fair and adequate
6 enhancement for me as the named Class Representative in the amount of \$5,000.00. I believe that
7 this is fair and reasonable in light of my efforts to initiate this lawsuit and all of the work after that
8 I have performed in my role as the named Class Representative. As named Class Representative,
9 I have actively participated in all stages of the litigation, as detailed above, and have always
10 maintained the best interests of the Class members while performing my named Class
11 Representative duties.

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

18 I declare under penalty of perjury under the laws of the State of California that the
19 foregoing is true and correct. Executed this 16 day of July, 2024
20 at Elk grove, California. (City)

21 (State)

DocuSigned by:

3E7FBAE25C754AB...

22 Ronald Allen Miles
23 Declarant

(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 July 23, 2024, I served all interested parties in this action the following documents described as: **DECLARATION OF RONALD ALLEN MILES IN SUPPORT OF MOTION FOR FINAL APPROVAL OF CLASS ACTION SETTLEMENT** by placing a true copy thereof enclosed in a sealed envelope addressed as follows:

O'HAGAN MEYER LLP

Derek S. Sachs

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Elaine M. McCormick

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[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 July 23, 2024, at Woodland Hills, California.



Michelle Tanzer