Jonathan M. Genish (State Bar No. 259031)
jgenish@blackstonepc.com
Miriam L. Schimmel (State Bar No. 185089)
mschimmel@blackstonepc.com
Joana Fang (State Bar No. 309623)
jfang@blackstonepc.com
Alexandra Rose (State Bar No. 329407)
arose@calljustice.com
BLACKSTONE LAW, APC
8383 Wilshire Boulevard, Suite 745
Beverly Hills, California 90211
Tel: (310) 622-4278 / Fax: (855) 786-6356

Attorneys for Plaintiffs MARIA AYALA and ROSA HANDS

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF KERN

MARIA AYALA, individually, and on behalf of other members of the public similarly situated, and on behalf of other aggrieved employees pursuant to the California Private Attorneys General Act; ROSA HANDS, individually, and on behalf of other members of the public similarly situated, and on behalf of other aggrieved employees pursuant to the California Private Attorneys General Act;

Plaintiffs,

vs.

SDH SERVICES WEST, LLC, a Delaware limited liability company; SODEXO, INC., a Delaware corporation; and DOES 1 through 25, inclusive,

Defendants.

Case No. BCV-21-101933

Honorable Thomas S. Clark
Department 17

SUPPLEMENTAL DECLARATION OF MIRIAM L. SCHIMMEL IN SUPPORT OF PLAINTIFFS' RENEWED MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION SETTLEMENT

Date:	January 10, 2024
Time:	8:30 a.m.
Dept.:	17
Complaint Filed:	August 20, 2021
Trial Date:	None Set

SUPPLEMENTAL DECLARATION OF MIRIAM L. SCHIMMEL

I, Miriam L. Schimmel, declare and state as follows:

1. I am an attorney duly licensed to practice law in all Courts of the State of California. I am a Senior Attorney of Blackstone Law, APC, attorneys of record for Plaintiffs Maria Ayala and Rosa Hands (together, "Plaintiffs"). I have personal knowledge of the facts contained herein, and if called to testify, I could and would competently do so.

2. On October 12, 2023, Plaintiffs filed a Renewed Motion for Preliminary Approval of Class Action Settlement ("Renewed Motion for Preliminary Approval") and supporting documents.

3. On December 4, 2023, a hearing was held on the Renewed Motion for Preliminary Approval during which the Court ordered Plaintiffs' counsel to serve the Stipulation of Class Action Settlement ("Settlement Agreement"), Renewed Motion for Preliminary Approval, and documents in support of the Renewed Motion for Preliminary Approval on the Labor and Workforce Development Agency ("LWDA") and file a Proof of Service with the Court. A true and correct copy of the Court's December 4, 2023 Minute Order is attached hereto as **Exhibit A**.

4. On December 13, 2023, Plaintiffs' counsel uploaded the Settlement Agreement, Renewed Motion for Preliminary Approval, and documents in support of the Renewed Motion for Preliminary Approval to the LWDA's website and filed a Proof of Service with the Court. A true and correct copy of the email from the LWDA confirming receipt is attached hereto as **Exhibit B**. A true and correct copy of the conformed Proof of Service is attached hereto as **Exhibit C**.

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

Executed on December 20, 2023 at Beverly Hills, California.

Miriam L. Schimmel

Miriam L. Schimmel

EXHIBIT A

Superior Court of California
County of Kern
Bakersfield Department 17

Hearing Date: **12/04/2023** **Time:** **8:30 AM - 12:00 PM**

MARIA AYALA, INDIVIDUALLY, AND ON BEHALF OF OTHER MEMBERS OF THE PUBLIC SIMILARLY SITUATED, AND ON BEHALF OF OTHER AGGRIEVED EMPLOYEES PURSUANT TO THE CALIFORNIA PRIVATE ATTORNEYS GENERAL ACT ET AL VS SDH SERVICES WEST, LLC, A DELAWARE LIMITED LIABILITY COMPANY ET AL

BCV-21-101933

Honorable: Thomas S. Clark **Clerk:** Linda K. Hall

Court Reporter: . None **Bailiff:** Deputy Sheriff

Interpreter: **Language Of:**

PARTIES:

Not Present:

MARIA AYALA, INDIVIDUALLY, AND ON BEHALF OF OTHER MEMBERS OF THE PUBLIC SIMILARLY SITUATED, AND ON BEHALF OF OTHER AGGRIEVED EMPLOYEES PURSUANT TO THE CALIFORNIA PRIVATE ATTORNEYS GENERAL ACT Plaintiff	GENISH, JONATHAN M Attorney
ROSA HANDS, INDIVIDUALLY, AND ON BEHALF OF OTHER MEMBERS OF THE PUBLIC SIMILARLY SITUATED, AND ON BEHALF OF OTHER AGGRIEVED EMPLOYEES PURSUANT TO THE CALIFORNIA PRIVATE ATTORNEYS GENERAL ACT Plaintiff	GENISH, JONATHAN M Attorney
SDH SERVICES WEST LLC Defendant	MESROPYAN, VAHE Attorney
SODEXO INC Defendant	MESROPYAN, VAHE Attorney

NATURE OF PROCEEDINGS: MOTION (PRE-DISPOSITION) FOR PRELIMINARY APPROVAL AND CASE STATUS CONFERENCE

Hearing Start Time: 8:57 AM

The above-entitled cause came on regularly on this date and time with parties and/or counsel appearing as reflected.

Appearance telephonically by courtcall by counsel Miriam Schimmel on behalf of Plaintiff(s).

Appearance telephonically by courtcall by counsel Rachael Lavi on behalf of Defendant(s).

Court informs counsel:

The Court further notes that Plaintiffs have not provided documentation to show that the settlement agreement was provided to the LWDA as required by Labor Code 2699(l)(2).

The Court makes the following findings and orders:

Court Grants an Order Shortening Time for counsel to re-serve Motion and all supporting documents and serve on LWDA and then to provide proof of service with the court.

Any opposition to be filed and served by 12/29/2023.

All moving papers are in order.

Plaintiff's Renewed Motion for Preliminary Approval continued to 01/10/2024, at 8:30 a.m., in Department 17.

Case status conference continued to 01/10/2024, at 8:15 a.m., in Department 17. (Will be called at 8:30 a.m.)

Further notice waived.

FUTURE HEARINGS:
January 10, 2024 8:15 AM Case Status Conference
Clark, Thomas S.
Bakersfield Department 17 located at 1415 Truxtun Avenue
Sheriff, Deputy

January 10, 2024 8:30 AM Motion (Pre-Disposition)
Clark, Thomas S.
Bakersfield Department 17 located at 1415 Truxtun Avenue
Sheriff, Deputy
None, .

MINUTES FINALIZED BY: LINDA HALL *ON:* 12/4/2023

EXHIBIT B

From: DIR PAGA Unit
To: Stephany Sinaguinan
Subject: Thank you for your Proposed Settlement Submission
Date: Wednesday, December 13, 2023 3:17:25 PM

[External Email].

12/13/2023 03:16:17 PM

Thank you for your submission to the Labor and Workforce Development Agency.

Item submitted: Proposed Settlement
If you have questions or concerns regarding this submission or your case, please send an email to pagainfo@dir.ca.gov.

DIR PAGA Unit on behalf of
Labor and Workforce Development Agency

Website: http://labor.ca.gov/Private_Attorneys_General_Act.htm

EXHIBIT C

ELECTRONICALLY FILED
12/13/2023 6:33 PM
Kern County Superior Court
By Gricelda Evans, Deputy

Jonathan M. Genish (SBN 259031)
jgenish@blackstonepc.com
Miriam L. Schimmel (SBN. 185089)
mschimmel@blackstonepc.com
Joana Fang (SBN 309623)
jfang@blackstonepc.com
Alexandra Rose (SBN 329407)
arose@blackstonepc.com
BLACKSTONE LAW, APC
8383 Wilshire Boulevard, Suite 745
Beverly Hills, California 90211
Tel: (310) 622-4278 / Fax: (855) 786-6356

Attorneys for Plaintiffs MARIA AYALA and ROSA HANDS

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF KERN

MARIA AYALA, individually, and on behalf of other members of the public similarly situated, and on behalf of other aggrieved employees pursuant to the California Private Attorneys General Act; ROSA HANDS, individually, and on behalf of other members of the public similarly situated, and on behalf of other aggrieved employees pursuant to the California Private Attorneys General Act;

Plaintiffs,

vs.

SDH SERVICES WEST, LLC, a Delaware limited liability company; SODEXO, INC., a Delaware corporation; and DOES 1 through 25, inclusive,

Defendants.

Case No. BCV-21-101933

Honorable Thomas S. Clark
Department 17

PROOF OF SERVICE

Complaint Filed: August 20, 2021
Trial Date: None Set

PROOF OF SERVICE

I declare that I am over the age of eighteen (18) and not a party to this action. My business address is 8383 Wilshire Blvd., Suite 745, Beverly Hills, CA 90211.

On December 13, 2023, I served the following documents:

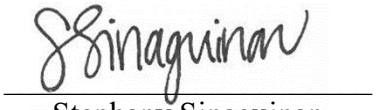
- **STIPULATION OF CLASS ACTION SETTLEMENT**
- **NOTICE OF RENEWED MOTION AND RENEWED MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION SETTLEMENT; MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT THEREOF**
- **DECLARATION OF JONATHAN M. GENISH IN SUPPORT OF PLAINTIFFS' RENEWED MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION SETTLEMENT**
- **DECLARATION OIF MIRIAM L. SCHIMMEL IN SUPPORT OF PLAINTIFFS' RENEWED MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION SETTLEMENT**
- **DECLARATION OF PLAINTIFF MARIA AYALA IN SUPPORT OF PLAINTIFFS' RENEWED MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION SETTLEMENT**
- **DECLARATION OF PLAINTIFF ROSA HANDS IN SUPPORT OF PLAINTIFFS' RENEWED MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION SETTLEMENT**
- **DECLARATION OF KIMBERLY SHACKLEFORD IN SUPPORT OF PLAINTIFFS' RENEWED MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION SETTLEMENT**
- **[PROPOSED] ORDER GRANTING PRELIMINARY APPROVAL OF CLASS ACTION SETTLEMENT**

State of California, Labor & Workforce Development Agency
Web URL:
http://www.dir.ca.gov/Private-Attorneys-General-Act/Private-Attorneys-General-Act.html

☒ **BY ONLINE SUBMISSION:** The foregoing documents were transmitted to the California Labor and Workforce Development Agency through the online system established for the submission of notices and documents, in conformity with California Labor Code section 2699(l). I did not receive any electronic message or other indication that the transmission was unsuccessful.

(X) **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 13, 2023, Beverly Hills, California.



Stephany Sinaguinan