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Attorneys for Plaintiff and the Class

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

ANTONIO JESUS JARAMILLO DE LA CRUZ,
as an individual and on behalf of all others
similarly situated, and as a private attorney
general,

Plaintiff,

vs.

WEIDNER PROPERTY MANAGEMENT, LLC,
a Washington limited liability company; and
DOES 1 through 50, inclusive,

Defendants.

Case No. 34-2021-00308697

[Assigned for all purposes to Department 28,
Hon. Lauri A. Damrell]

**DECLARATION OF ANTONIO JESUS
JARAMILLO DE LA CRUZ IN SUPPORT
OF PLAINTIFF'S MOTION FOR
PRELIMINARY APPROVAL OF CLASS
ACTION SETTLEMENT**

Date: August 4, 2023
Time: 9:00 a.m.
Department: 25

Complaint Filed: September 22, 2021
FAC Filed: February 28, 2022

1 I, Antonio Jesus Jaramillo de la Cruz, declare as follows:

2 1. I am an individual over the age of 18. I am the named plaintiff in the above-reference
3 action. I have personal knowledge of the facts set forth below, except as to those matters stated on
4 information and belief and, as to those matters, I believe them to be true. If called as a witness, I could
5 testify competently as to the matters stated in this declaration.

6 2. I began working for Weidner Property Management, LLC around November 2020 as a
7 maintenance technician. I was paid on an hourly basis as a non-exempt employee and also received non-
8 hourly remuneration, including bonuses and rent discount incentives. I worked in California for Weidner
9 for 30 or more days within a year and regularly worked more than 3.5, 5, 6, and 8 hours in a workday. I
10 was not permitted to take duty-free 10-minute rest periods, was not provided duty-free 30-minute meal
11 periods, and was not paid an additional hour of regular rate wages for missed rest periods and meal
12 periods. I am informed and believe that I also was not paid overtime at a rate of at least 1.5 times my
13 regular rate of pay. Because of underpayments, I was not paid timely during employment, and I was not
14 fully paid at the end of my employment around July 2021. I also was regularly required to use my
15 personal cell phone for work-related purposes, including to perform daily COVID health screenings
16 before work, but was not reimbursed for cell phone related expenses. I also was not provided with
17 accurate itemized wage statements.

18 3. I have taken all necessary steps to represent the interests of the Class, including by
19 providing information and documents to my counsel, discussing the claims and lawsuit with my counsel,
20 and answering any questions that have come up. I remain willing to devote my time to this lawsuit for
21 the benefit of the Class. I do not believe I have any interests that are adverse to the interests of the Class.
22 I also am unaware of any such issues having been raised or presented by anyone else.

23 4. I believe many employees would not sue their employer out of fear. I took on risks by
24 bringing this lawsuit, and I understand that other people will benefit because of the actions that I have
25 taken. I feel that it is a positive accomplishment, am proud of the result, and believe that the class
26 settlement is fair, adequate, and reasonable.

1 I declare under penalty of perjury under the laws of the State of California that the foregoing is
2 true and correct. Executed this 6 day of July 2023, at Sacramento, California.

3 *Antonio j Jaramillo Delacruz*
4 ID qYShyPZ3JofL13VdCZUvdEiF

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6 Antonio Jesus Jaramillo de la Cruz
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