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

PRISCILLA DE LA CRUZ CORONA,
individually, and on behalf of other
members of the general public similarly
situated and on behalf of other aggrieved
employees pursuant to the California Private
Attorneys General Act,

Plaintiff,

vs.

WEST POINT MEDICAL CENTER, an
unknown business entity;
COMPREHENSIVE PRIMARY CARE
MEDICAL, an unknown business entity;
and COMPREHENSIVE PRIMARY CARE
MEDICAL ASSOCIATES, INC., dba
WEST POINT MEDICAL CENTER, a
California corporation; DOES 2 through
100, inclusive,

Defendants.

Case No.: CIVDS2009703

Honorable David S. Cohn
Department S26

CLASS ACTION

**DECLARATION OF EDWIN AIWAZIAN
IN SUPPORT OF PLAINTIFF'S MOTION
FOR FINAL APPROVAL OF CLASS
ACTION SETTLEMENT, ATTORNEYS'
FEES, COSTS, AND ENHANCEMENT
PAYMENT**

[Notice of Motion and Motion for Final
Approval of Class Action Settlement,
Attorneys' Fees, Costs, and Enhancement
Payment; Declaration of Class Representative
(Priscilla De La Cruz Corona); Declaration of
Settlement Administrator (Lindsay Kline); and
[Proposed] Final Approval Order and
Judgment filed concurrently herein]

Date: July 12, 2022
Time: 10:00 a.m.
Department: S26

Complaint Filed: June 3, 2020
FAC Filed: December 20, 2021
Trial Date: None Set

DECLARATION OF EDWIN AIWAZIAN

I, Edwin Aiwazian, hereby declare as follows:

1. I am an attorney licensed to practice law in the State of California. I am a member of Lawyers *for* Justice, PC, attorneys of record for Plaintiff Priscilla De La Cruz Corona (“Plaintiff”) and the Class. The facts set forth in this declaration are within my personal knowledge or based on information and belief, and, if called as a witness, I could and would competently testify as follows.

PRELIMINARY APPROVAL OF SETTLEMENT

2. On March 14, 2022, in Department S26 of the above-entitled Court, the Honorable David S. Cohn preliminarily approved the Joint Stipulation of Class Action and PAGA Settlement and Release (“Settlement,” “Agreement,” or “Settlement Agreement”) entered into between Plaintiff and Defendant Comprehensive Primary Care Medical Associates, Inc., dba West Point Medical Center (“Defendant”), and conditionally certified the Class for settlement purposes. The Court preliminarily appointed Plaintiff Priscilla De La Cruz Corona as Class Representative. The Court also preliminarily appointed and designated Edwin Aiwazian, Arby Aiwazian, and Joanna Ghosh of Lawyers *for* Justice, PC as Class Counsel. The Court approved and ordered the mailing of the Notice of Class Action Settlement (“Class Notice”), adopted the notice, opt-out, and objection procedures, and ordered their implementation. The Court appointed Simpluris, Inc. (“Simpluris”) to serve as Settlement Administrator to handle the notice and settlement administration process.

3. As of the date of filing the accompanying Motion for Final Approval, no Class Members have objected to the Settlement or the request for Attorneys’ Fees and Costs, Enhancement Payment, Settlement Administration Costs, or allocation for the penalties under the Private Attorneys General Act of 2004, California Labor Code section 2698, et seq. (“PAGA”).

WORK PERFORMED BY CLASS COUNSEL

4. I have been actively engaged in litigating this matter since prior to the commencement of the action on June 3, 2020, as have several other attorneys and members in our firm.

1 5. Before initiating the action, Lawyers *for* Justice, PC investigated and researched
2 the facts and circumstances underlying the pertinent factual and legal issues and applicable law.
3 This required thorough discussions and interviews between attorneys at our firm and Plaintiff,
4 and research into the various legal issues involved in the case, namely, the current state of the
5 law as it applied to certification, off-the-clock theory, meal and rest periods, wage-and-hour
6 enforcement, the claims of Plaintiff, and potential defenses. After conducting initial
7 investigation, our firm determined that the claims of Plaintiff were well-suited for class-wide
8 adjudication owing to what appeared to be a common course of conduct affecting a similarly
9 situated group of current and former hourly-paid non-exempt employees who worked for
10 Defendant, who were not properly compensated for, *inter alia*, all hours worked, non-compliant
11 meal and rest periods, and business expenses.

12 6. Class Counsel used the pre-mediation time period to investigate the veracity,
13 strength, and scope of the claims, and also to prepare the matter for class certification and trial.
14 Class Counsel conducted significant formal and informal discovery and investigation into the
15 facts of the case, and exchanged and analyzed a volume of information and data in preparation
16 for mediation. Class Counsel propounded multiple sets of written discovery requests in various
17 forms (including Requests for Production of Documents (Set One), Special Interrogatories (Sets
18 One & Two), and Form Interrogatories – General (Set One)), reviewed Defendant’s responses
19 thereto, prepared and served numerous deposition notices onto Defendant with accompanying
20 requests for production of documents, and reviewed Defendant’s objections and responses
21 thereto. Class Counsel also interviewed and obtained information from Plaintiff and other Class
22 Members, including and not limited to the names of potential witnesses, and reviewed and
23 analyzed thousands of pages of documents and data produced by Defendant and obtained
24 through other sources. The documents and data reviewed and analyzed by Class Counsel
25 included, and were not limited to, Plaintiff’s employment records, a detailed sampling of Class
26 Members’ time and pay records, Defendant’s Employee Handbook, acknowledgements
27 (including but not limited to Defendant’s Staff Member Handbook Acknowledgement),
28 agreements (including but not limited to Defendant’s Arbitration Agreement and Meal Break

1 Waiver Agreement), internal memoranda, job descriptions, Defendant's operations and
2 employment practices, procedures, and policies (including but not limited to Defendant's
3 Overtime policy, Working Off the Clock policy, and Rest Breaks and Meal Periods policy),
4 among other documents and data. Class Counsel researched applicable law, developed
5 damages/valuation models in preparation for mediation, and met and conferred with Defendant's
6 counsel on numerous occasions, e.g., to discuss issues relating to the pleadings, contemplated
7 motion practice, discovery, and production of various documents and data prior to mediation.
8 Other work performed by Class Counsel included, and was not limited to, case strategy and
9 analysis; drafting, reviewing, and revising pleadings and Plaintiff's mediation brief; preparing
10 and appearing for court proceedings; and preparing for and attending mediation and settlement
11 negotiations.

12 7. As outlined herein, Class Counsel conducted significant formal and informal
13 discovery and investigation during the course of litigating the case. Class Counsel analyzed
14 thousands of pages of documents and data obtained from Plaintiff, Defendant, and other sources.
15 These documents and data provided a critical understanding of the nature of the work performed
16 by the Class Members, as well as Defendant's operations and employment policies, practices,
17 and procedures, and were used in analyzing liability, damages, penalties, and valuation issues in
18 connection with all phases of the litigation, and ultimately with the mediation and settlement
19 negotiation process. Class Counsel also performed significant research into the law concerning
20 Defendant's defenses.

21 8. After conducting significant investigation of the facts and law during the
22 prosecution of the case, counsel for the parties engaged in extensive settlement negotiations to
23 try to resolve the entire matter. These efforts included participating in a formal, full-day
24 mediation conducted by Paul Grossman, Esq., a well-regarded mediator experienced in
25 mediating complex labor and employment matters. During all settlement discussions, the parties
26 conducted their negotiations at arm's length in an adversarial position. Prior to and during
27 mediation and settlement discussions, the parties exchanged extensive information and data, and
28 discussed all aspects of the case, including the risks and delays of further litigation, the risks to

the parties of proceeding with class certification and trial, the law relating to off-the-clock theory, meal and rest periods, representative PAGA claims, and wage-and-hour enforcement, the evidence produced and analyzed, and the possibility of appeals, among other things. Arriving at a settlement that was acceptable to the parties was not easy. Defendant contended that individualized questions of fact predominate over any common issues, and these issues would pose challenges to class certification and representative adjudication. Defendant and its counsel felt very strongly about Defendant's ability to prevail on the merits and to obtain a denial of class certification, while Plaintiff and Class Counsel believed that class certification would be obtained and that they would prevail at trial. With the aid of the mediator's evaluation, the parties agreed that the case was well-suited for settlement given the legal issues relating to Plaintiff's principal claims, as well as the costs and risks to the parties that would attend further litigation. The risks of further litigation include, and are not limited to, threat to the viability of class-wide and representative adjudication of claims in the judicial forum due to Defendant's arbitration agreements with class and representative waiver, a determination that the claims are unsuitable for class treatment and/or representative adjudication, failure to obtain certification, class de-certification after certification of a class, allowing a jury to decide the claims asserted in the case, and the real possibility of no recovery after years of litigation.

9. As set forth more fully in the accompanying Motion for Final Approval, Class Counsel seeks attorneys' fees in the amount of \$200,000.00, which is one-third (33 1/3%) of the Maximum Settlement Amount of \$600,000.00, as set forth in the Settlement Agreement and the Class Notice. Pursuant to the contingency-fee agreement entered into by and between Plaintiff and Class Counsel, Plaintiff has agreed to a contingency fee of at least one-third (33 1/3%) of the recovery. The attorneys' fees sought are commensurate with: (1) the risk that Class Counsel took in commencing the case; (2) the time, effort, and expense that Class Counsel dedicated to the case; (3) the skill and determination that Class Counsel has shown; (4) the results that Class Counsel has achieved throughout the litigation; (5) the value of the settlement that Class Counsel has achieved; and (6) the other cases that Class Counsel has turned down in order to devote its time and efforts to this matter.

10. I am aware that the common and acceptable rate for contingency representation in wage and hour class action litigation is normally 40% before trial, with the range being from 33.3% up to 50%.

11. While not necessarily required to be demonstrated because the contingent fee is proper for this settlement, Class Counsel has incurred many hours of work in connection with prosecuting the case such that, the amount of attorneys' fees sought, is also justified under a simple lodestar analysis. Lawyers for Justice, PC has spent a total of **428.40 hours** performing tasks and obtaining recovery on behalf of Plaintiff, the Class Members, and the State of California. Attached hereto as "**EXHIBIT 1**" is an Attorney Task and Time Chart that sets forth in detail the nature of the legal services provided by attorneys at Lawyers for Justice, PC and the time incurred in performing those services. These hours include work done by myself and several other attorneys at the firm. Additionally, Lawyers for Justice, PC had litigation support personnel actively engaged in assisting with the prosecution of this matter.

12. The work performed in this particular matter, the background of our firm, as well as the individual backgrounds, training, and experience of the attorneys who worked on this matter, in litigating complex wage-and-hour matters, and in particular, employment class actions, support a reasonable hourly rate of compensation at the blended rate of \$600 for work performed by Lawyers for Justice, PC. Lawyers for Justice, PC has been awarded attorneys' fees, compensating the firm at the rate of at least \$600 per hour for legal services performed, by courts granting final approval of wage-and-hour class action settlements in other cases: final approval of the class and representative action settlement in *David Dugan v. TEC Equipment, Inc., et al.* (Los Angeles Superior Court Case No. 19STCV01591) was granted on July 8, 2021, and the award of attorneys' fees involved an hourly rate of \$936.47; final approval of the class and representative action settlement in *Larry Greenwood, et al. v. Scan Health Plan* (Los Angeles Superior Court Case No. BC715157) was granted on April 20, 2021, and the award of attorneys' fees involved an hourly rate of \$919.57; final approval of the class action settlement in *Thereasa Carrozzella v. Basalite Concrete Products, LLC* (Sacramento County Superior Court Case No. 34-2017-00220214-CU-OE-GDS) was granted on February 21, 2020, and the award of

attorneys' fees involved an hourly rate of \$766.05; final approval of the class and representative action settlement in *Alice Rutledge, et al. v. Healthport Technologies, LLC* (Alameda County Superior Court Case No. RG16835813) was granted on June 11, 2019, and the award of attorneys' fees involved an hourly rate of \$764.82; final approval of the class and representative action settlement in *Seth Swan v. Pace Supply Corp.* (Sonoma County Superior Court Case No. SCV258764) was granted on February 6, 2019, and the award of attorneys' fees involved a higher hourly rate of \$855.96; final approval of the class and representative action settlement in *Stanley Bland, et al. v. Telecare Corporation* (Alameda County Superior Court Case No. RG16811450) was granted on November 21, 2018, and the award of attorneys' fees involved a higher hourly rate of \$831.38; final approval of the class and representative action settlement in *Luis Carlos Deluna v. Amerit Fleet Solutions, Inc., et al.* (San Bernardino County Superior Court Case No. CIVDS1721564) was granted on October 19, 2018, and the award of attorneys' fees involved an hourly rate of \$671.72; final approval of the class and representative action settlement in *Maryjo Ungerbuhler Anderson v. Boyett Petroleum* (Stanislaus County Superior Court Case No. 2020582) was granted on May 15, 2018, and the award of attorney's fees involved an hourly rate of \$780.77; final approval of the class and representative action settlement in *Demetrius Camarillo v. Blue Diamond Growers* (Sacramento County Superior Court Case No. 34-2015-00175871) was granted on June 30, 2017, and the award of attorneys' fees involved an hourly rate of \$845.64; and final approval of the class and representative action settlement in *Kevin Coonce v. Ferguson Enterprises, Inc.* (Sacramento County Superior Court Case No. 34-2021-00136285) was granted on May 22, 2014, and the award of attorneys' fees involved an hourly rate of \$625.

ADEQUACY OF LAWYERS *for* JUSTICE, PC

EDUCATION

13. In May of 2004, I graduated from *Pepperdine University School of Law* with a Juris Doctor degree. I have extensive formal training in dispute resolution and negotiation from the Straus Institute for Dispute Resolution as part of its Masters in Dispute Resolution degree program. In addition, I have previously served as a *pro bono* mediator for the Los Angeles

County Superior Court. In October of 2000, I obtained a Litigation Paralegal Certificate from the *UCLA Extension Program*. During the summer of 2000, I studied Legal Writing at *Harvard University*. In April of 1999, I obtained a Bachelor of Arts degree in Communication with a concentration in Natural Sciences from *Pepperdine University*.

JUDICIAL EXTERNSHIPS

14. From approximately September 2002 to approximately December 2002, I served as a Judicial Extern to the Honorable Kim McLane Wardlaw of the *United States Court of Appeals for the Ninth Circuit*. From approximately June 2002 to approximately August 2002, I served as a Judicial Extern to the Honorable Earl Johnson, Jr. of the *California Court of Appeal for the Second Appellate District*.

LITIGATION AND CLASS ACTION EXPERIENCE

15. In December of 2004, I obtained a license to practice law from the California State Bar. From approximately December 2004 to approximately August 2008, I was employed by *Girardi & Keese*.

16. At *Girardi & Keese*, my practice focused on class actions and other complex cases involving toxic torts and products liability. In addition, I gained substantial experience on cases involving insurance bad faith, premises liability, and medical negligence. While employed by *Girardi & Keese*, I argued approximately 100 motions, took or defended approximately 150 depositions, and prepared dozens of expert witnesses for deposition or trial.

17. Since its inception, in or around October of 2008, *Lawyers for Justice, PC* has almost exclusively focused on the prosecution of consumer and employment class actions, involving wage-and-hour claims, race discrimination, unfair business practices or consumer fraud. Currently, we are the attorneys of record in over a dozen employment-related putative class actions in both state and federal courts in the State of California. Our firm has successfully litigated cases involving the executive, administrative, and other overtime exemptions to the State of California and federal overtime compensation requirements. During this relatively short time, in association with other law firms, we have recovered millions of dollars on behalf of thousands of individuals in California.

***EXAMPLES OF RESULTS IN WAGE-AND-HOUR CLASS ACTION AND
REPRESENTATIVE ACTION CASES***

18. What follows are just a few examples of the type of results Lawyers *for* Justice, PC (“LFJ”) has achieved on behalf of its clients:

a) LFJ, in association with co-counsel therein, represented the plaintiffs in a wage-and-hour class action against a major property management company involving allegations of misclassification of various “manager” positions. On September 20, 2010, the court granted final approval of the class action settlement. The Los Angeles County Superior Court Case Number is BC400414.

b) LFJ, in association with co-counsel therein, represented the plaintiffs in a wage-and-hour class action against a national retailer of household items involving allegations of misclassification of the “Assistant Store Manager” position. On October 28, 2010, the court granted final approval of the class action settlement. The Los Angeles County Superior Court Case Number is BC413498.

c) LFJ, in association with co-counsel therein, represented the plaintiffs in a wage-and-hour class action against a national property management company involving allegations of misclassification of the “Property Manager” position. On May 23, 2012, the court granted final approval of the class action settlement. The Los Angeles County Superior Court Case Number is BC430918.

d) LFJ, in association with co-counsel therein, represented the plaintiffs in a wage-and-hour class action against a national retailer involving allegations of misclassification of the “Store Manager” position. On June 10, 2011, the court granted plaintiffs’ motion for class certification. On August 26, 2013, the court granted final approval of the class action settlement. The Los Angeles County Superior Court Case Number is BC424012.

e) LFJ, in association with co-counsel therein, represented the plaintiff in a wage-and-hour class and PAGA representative action against a bank, involving allegations of misclassification of the “Assistant Branch Manager” position. On August 27, 2013, the court

1 granted final approval of the class and PAGA representative action settlement. The Kern County
2 Superior Court Case Number is S-1500-CV-273194-LHB.

3 f) LFJ, in association with co-counsel therein, represented the plaintiff in a
4 wage-and-hour class and PAGA representative action against a national wholesale distributor of
5 plumbing and builder supplies, involving allegations of misclassification of multiple salaried
6 “manager” positions. On May 22, 2014, the court granted final approval of the class and PAGA
7 representative action settlement. The Sacramento County Superior Court Case Number is 34-
8 2012-00136285.

9 g) LFJ, in association with co-counsel therein, represented the plaintiff in a
10 wage-and-hour class action against a multinational corporation that provides global workplace
11 solutions, involving allegations of misclassification of the “Operations Manager” position. On
12 September 16, 2014, the court granted plaintiff’s motion for class certification. The Los Angeles
13 County Superior Court Case Number is BC478769.

14 h) LFJ, in association with co-counsel therein, represented the plaintiff in a
15 wage-and-hour class and PAGA representative action against a national retailer of household
16 items, on behalf of hourly-paid or non-exempt employees. On May 27, 2015, the court granted
17 final approval of the class and PAGA representative action settlement. The San Francisco
18 County Superior Court Case Number is CGC-13-532344.

19 i) LFJ, in association with co-counsel therein, represented the plaintiff in a
20 wage-and-hour class and PAGA action involving allegations of misclassification of the salaried
21 residential “Property Manager” position. On September 17, 2015, the court granted plaintiff’s
22 motion for class certification. On October 20, 2017, the court granted final approval of the class
23 and PAGA representative action settlement. The Los Angeles County Superior Court Case
24 Number is BC474784.

25 j) LFJ, in association with co-counsel therein, represented the plaintiffs in a
26 wage-and-hour class and PAGA representative action against a national retailer of upscale
27 hardware and home furnishings, on behalf of non-exempt employees. On April 28, 2016, the
28 court granted final approval of the class and PAGA representative action settlement. The Los

Angeles County Superior Court Case Numbers are BC516795 and JCCP4794, and the Judicial Council Coordination Proceeding Number is 4794.

k) LFJ, in association with co-counsel therein, represented the plaintiffs in a wage-and-hour class action against a national retailer of apparel and fashion accessories, on behalf of non-exempt employees. On August 5, 2016, the court granted final approval of the class action settlement. The Los Angeles County Superior Court Case Number is BC488069.

l) LFJ, in association with co-counsel therein, represented the plaintiffs in a wage-and-hour class action against a national retailer of apparel, accessories, and home products, involving allegations of misclassification of the “Department Manager” position. On August 12, 2016, the court granted the plaintiffs’ motion for class certification in part and certified a class. On August 6, 2019, the court granted final approval of the class action settlement. The Alameda County Superior Court Case Number is RG13680477.

m) LFJ represented the plaintiff in a PAGA representative action against a real estate and property management company, on behalf of non-exempt employees. On November 4, 2016, the court granted approval of the PAGA representative action settlement. The Orange County Superior Court Case Number is 30-2015-00775439-CU-OE-CXC.

n) LFJ, in association with co-counsel therein, represented the plaintiffs in a wage-and-hour class and PAGA representative action against a full-service bank, on behalf of non-exempt employees. On November 18, 2016, the court granted final approval of the class and PAGA representative action settlement. The San Francisco County Superior Court Case Number is CJC-13-004839 and the Judicial Council Coordination Proceeding Number is 4839.

o) LFJ represented the plaintiffs in a wage-and-hour class and PAGA representative action against a foodservice distributor, on behalf of non-exempt employees. On January 26, 2017, the court granted final approval of the class and PAGA representative action settlement. The San Bernardino County Superior Court Case Number is CIVDS1507260.

p) LFJ, on behalf of the plaintiff and respondent in a PAGA representative action, successfully opposed in the trial court, and briefed and argued an appeal with respect to the employer’s motion to compel arbitration, which resulted in a published opinion by the

1 California Court of Appeal in favor of employees. *Roberto Betancourt v. Prudential Overall*
2 *Supply* (Cal. App. 4th Dist., Mar. 7, 2017) 9 Cal.App.5th 439, review denied, cert. denied (U.S.
3 Supreme Court Docket No. 17-254). The Riverside County Superior Court Case Numbers are
4 RIC1503952 and RICJCCP5046, and the Judicial Council Coordination Proceeding Number is
5 5046.

6 q) LFJ, in association with co-counsel therein, represented the plaintiffs in a
7 wage-and-hour class and PAGA representative action against a consumer packaging company,
8 on behalf of non-exempt employees. On March 10, 2017, the court granted final approval of the
9 class and PAGA representative action settlement. The Los Angeles County Superior Court Case
10 Number is BC590429.

11 r) LFJ, in association with co-counsel therein, represented the plaintiffs in a
12 wage-and-hour class and PAGA representative action against a manufacturer of food service
13 industry supplies on behalf of non-exempt employees. On April 14, 2017, the court granted final
14 approval of the class and PAGA representative action settlement. The Orange County Superior
15 Court Case Number is 30-2015-00810013-CU-OE-CXC.

16 s) LFJ in association with co-counsel, represented the plaintiffs in a wage-
17 and-hour class and PAGA representative action against a lumber and hardware company on
18 behalf of non-exempt employees. On April 26, 2017, the court granted final approval of the
19 class and PAGA representative action settlement. The Orange County Superior Court Case
20 Number is 30-2014-00747750-CU-OE-CXC.

21 t) LFJ represented the plaintiff in a wage-and-hour class and PAGA
22 representative action against a property management company, on behalf of non-exempt
23 employees. On June 14, 2017, the court granted final approval of the class and PAGA
24 representative action settlement. The Los Angeles County Superior Court Case Number is
25 BC586234.

26 u) LFJ represented the plaintiff in a wage-and-hour class and PAGA
27 representative action against a food company on behalf of non-exempt employees. On June 30,
28 2017, the court granted final approval of the class and PAGA representative action settlement.

1 The Sacramento County Superior Court Case Number is 34-2015-00175871.

2 v) LFJ represented the plaintiffs in a wage-and-hour class and PAGA
3 representative action against a chocolate company on behalf of non-exempt employees. On July
4 19, 2017, the court granted final approval of the class and PAGA representative action
5 settlement. The Alameda County Superior Court Case Number is RG15764300.

6 w) Our firm represented the plaintiff in a PAGA representative action, against
7 the parent company of several restaurants, on behalf of hourly-paid, non-exempt employees. On
8 October 18, 2017, the court granted approval of the PAGA representative action settlement. The
9 Los Angeles County Superior Court Case Number is BC569664.

10 x) LFJ represented the plaintiffs in a wage-and-hour class and PAGA
11 representative action against a manufacturer of plastic containers on behalf of non-exempt
12 employees. On October 31, 2017, the court granted final approval of the class and PAGA
13 representative action settlement. The Los Angeles County Superior Court Case Number is
14 BC577233.

15 y) LFJ, in association with co-counsel therein, represented the plaintiffs in a
16 wage-and-hour class and PAGA representative action against a bank on behalf of non-exempt
17 employees. On December 11, 2017, the court entered an order granting final approval of the
18 class and PAGA representative action settlement. The Los Angeles County Superior Court Case
19 Number is BC569646.

20 z) LFJ, in association with co-counsel therein, represented the plaintiffs in a
21 wage-and-hour class and PAGA representative action against a property management company
22 on behalf of hourly-paid and non-exempt employees. On January 4, 2018, the court entered an
23 order granting final approval of the class and PAGA representative action settlement. The Los
24 Angeles County Superior Court Case Number is JCCP4819 and the Judicial Council
25 Coordination Proceeding Number is 4819.

26 aa) LFJ, in association with co-counsel therein, represented the plaintiffs in a
27 wage-and-hour class and PAGA representative action against a global provider of flexible office
28 space solutions. On February 15, 2018, the court entered an order granting final approval of the

1 class and PAGA representative action settlement. The Los Angeles County Superior Court Case
2 Number is BC498401.

3 bb) LFJ, in association with co-counsel therein, represents the plaintiff in a
4 wage-and-hour class action against a container manufacturer, on behalf of non-exempt
5 employees. On October 15, 2018, the court granted the plaintiff's motion for class certification.
6 The Tulare County Superior Court Case Number is VCU264528.

7 cc) LFJ represented the plaintiffs in a wage-and-hour class and PAGA
8 representative action against a behavioral health service provider on behalf of non-exempt
9 employees. On November 13, 2018, the court granted final approval of the class and PAGA
10 representative action settlement. The Alameda County Superior Court Case Number is
11 RG16811450.

12 dd) LFJ, in association with co-counsel therein, represented the plaintiff in a
13 PAGA representative action against a global provider of products and services to the energy
14 industry, on behalf of hourly-paid and non-exempt employees. On November 19, 2018, the court
15 granted approval of the PAGA representative action settlement. The Kern County Superior
16 Court Case Number is S-1500-CV-280215-SDC.

17 ee) LFJ, in association with co-counsel therein, represents the plaintiff in a
18 wage-and-hour class action against a parking company on behalf of non-exempt employees. On
19 September 3, 2019, the court granted the plaintiff's motion for class certification and certified a
20 class. The Santa Clara County Superior Court Case Number is 16CV292208 and the Judicial
21 Council Coordination Proceeding Number is 4886.

22 ff) LFJ, in association with co-counsel therein, represents the plaintiffs in a
23 wage-and-hour class and representative action against a bank on behalf of non-exempt
24 employees. On September 27, 2019, the court granted the plaintiffs' motion for class
25 certification in part and certified a class. The Alameda County Superior Court Case Number is
26 RG15757606 and the Judicial Council Coordination Proceeding Number is 4921.

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1 gg) LFJ, in association with co-counsel therein, represented the plaintiffs in a
2 wage-and-hour class and PAGA representative action against a national retailer of apparel and
3 fashion accessories, on behalf of non-exempt employees. On October 9, 2019, the court granted
4 the plaintiffs' motion for class certification in part and certified a class. On May 14, 2021, the
5 court granted final approval of the class and PAGA representative action settlement. The
6 Sacramento County Superior Court Case Number is 34-2015-00175330-CU-OE-GDS.

7 hh) LFJ, in association with co-counsel therein, on behalf of the plaintiff and
8 respondent in a PAGA representative action, successfully opposed in the trial court, and briefed
9 and argued an appeal with respect to the employer's motion to compel arbitration, resulting in a
10 notable decision from the California Supreme Court clarifying the law and finding, in part, that
11 employer arbitration agreements are unenforceable where they block a PAGA claim from
12 proceeding, *ZB, N.A. v. Superior Court* (2019) 8 Cal.5th 175. On February 21, 2020, the court
13 granted approval of the PAGA representative action settlement. The San Diego County Superior
14 Court Case Number is 34-2015-00175330.

15 ii) LFJ, in association with co-counsel therein, represents the plaintiff in a
16 wage-and-hour class and PAGA representative action against a medical equipment supplier on
17 behalf of non-exempt employees. On February 13, 2020, the court granted the plaintiff's motion
18 for class certification and certified a class. The San Bernardino County Superior Court Case
19 Number is CIVDS1505744.

20 jj) LFJ, in association with co-counsel therein, represents the plaintiff in a
21 wage-and-hour class and PAGA representative action against a large national drug testing
22 laboratory on behalf of non-exempt employees. On February 21, 2020, the court granted the
23 plaintiff's motion for class certification and certified a class. The San Diego County Superior
24 Court Case Number is 37-2018-00019611-CU-OE-CTL.

25 kk) LFJ, in association with co-counsel therein, represents the plaintiffs in a
26 wage-and-hour class and PAGA representative action against a national retailer of sportswear,
27 footwear, and camping equipment on behalf of non-exempt employees. On March 16, 2020, the
28 court granted in part the plaintiff's motion for class certification and certified a class. The

Riverside County Superior Court Case Numbers are RIC1507504 and RICJCCP4930, and the Judicial Council Coordination Proceeding Number is 4930.

ll) LFJ, in association with co-counsel therein, represents the plaintiffs in a wage-and-hour class action against manufacturer and supplier of power products and services on behalf of non-exempt employees. On July 31, 2020, the court granted in part the plaintiffs' motion for class certification and certified a class. The San Diego County Superior Court Case Number is 37-2015-00025968-CU-OE-CTL.

mm) LFJ represents the plaintiff in a wage-and-hour class action against a nutritional products manufacturer on behalf of non-exempt production line employees. On December 13, 2021, the court granted the plaintiff's motion for class certification in part and certified a class. The Solano County Superior Court Case Number is FCS051001.

nn) LFJ represents the plaintiff in a wage-and-hour class action against an iconic lifestyle accessories brand and retailer on behalf of non-exempt employees. On March 15, 2022, the court granted the plaintiff's motion for class certification in part and certified a class. The San Francisco Superior Court Case Number is CGC-16-550794.

LITIGATION COSTS AND EXPENSES INCURRED BY CLASS COUNSEL

19. To date, Class Counsel has borne all the risks and costs of litigation and will not receive any compensation until recovery is obtained in the above-captioned action. Lawyers *for* Justice, PC has incurred **\$27,690.65** in litigation costs and expenses as reflected in **"EXHIBIT 2"** attached hereto. These expenses were reasonable and necessary in the prosecution of this matter and to obtain the Settlement.

ENHANCEMENT PAYMENT TO PLAINTIFF

20. In recognition of her efforts and work serving as the Class Representative, the Settlement provides for an Enhancement Payment in the amount of \$7,500.00 to Plaintiff Priscilla De La Cruz Corona to compensate Plaintiff for the time and effort that she expended on this case. The requested Enhancement Payment is fair and appropriate. Plaintiff spent a substantial amount of time and effort in producing relevant documents and information and provided the facts and evidence necessary to attempt to prove the allegations. Plaintiff was

1 available whenever Class Counsel needed her and actively tried to obtain information that would
2 benefit the pursuit of the class and PAGA claims. Plaintiff spent numerous hours speaking with
3 Class Counsel about her claims, describing her work experience with Defendant, and gathering
4 and reviewing documents. Accordingly, it is appropriate for Plaintiff Priscilla De La Cruz
5 Corona to receive \$7,500.00 as a reasonable Enhancement Payment, in addition to her
6 Individual Settlement Payment and *pro rata* portion of the twenty-five percent (25%) portion of
7 the PAGA Penalties, for her services on behalf of the Class and State of California.

8 21. I submit that the Settlement is fair, reasonable, and adequate. In addition, the
9 Settlement is in the best interests of Plaintiff, other Class Members, and the State of California.

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

12 Executed this 17th day of June 2022, at Glendale, California.

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EXHIBIT 1

DE LA CRUZ CORONA V. WEST POINT MEDICAL CENTER, ET AL.
(SAN BERNARDINO SUPERIOR COURT CASE NO. CIVDS2009703)

ATTORNEY TASK AND TIME CHART

TASK	LAWYERS <i>for</i> JUSTICE, PC
Investigation and Research / Due Diligence	
Pre-Lawsuit Investigation of the Key Facts with a Focus on Class Certification Elements, including Adequacy, Typicality, Superiority, and Commonality	11.50
Pre-Lawsuit Investigation of the Merits of Plaintiff Priscilla De La Cruz Corona's ("Plaintiff") Claims and the Merits of the Claims of the Putative Class Members	13.10
Pre-Lawsuit Investigation of Potential Exposure of Defendant Comprehensive Primary Care Medical Associates, Inc., dba West Point Medical Center ("Defendant") with Respect to Plaintiff and the Putative Class	9.20
Pre-Lawsuit Legal Research & Analysis of Latest Off-the-Clock, Meal and Rest Break Law, and Certification Decisions in California, including all New and Relevant DLSE Materials	7.40
Investigation of Defendant, Defendant's Business Relationships, and the Industry in which Defendant Operates	3.60
Investigation of Defendant's Organizational and Corporate Structure, and Executive Reporting Structure as They Relate to the Employment and Management of the Putative Class Members	4.50

Investigation of Defendant's Executives, Officers, and Leadership with a Focus on Involvement in Wage-and-Hour Issues and Establishing Willfulness and Uniformity	3.90
Analysis of Competitors within Various Relevant Geographic Areas within which Defendant Operates, and Comparing and Contrasting Defendant's Policies, Practices, and Procedures with the Policies, Practices, and Procedures of Defendant's Competitors	5.50
Research and Investigation Re: Locations Owned, Managed, Operated, and/or Service by Defendant in California During the Class Period, Including Differences Between the Various Locations to Determine Whether Those Differences Will Cause Individual Issues to Predominate Over Common Issues	5.10
Research and Investigation Re: Workforce, Staffing Models, and Staffing Levels at Locations at Which Putative Class Members Work Throughout California	4.90
Research and Investigation Re: Defendant's Policies, Practices, and Procedures Relating to Arbitration Agreements, Opening and Closing Procedures, Schedules, Staff Meetings, Patient Care, Timekeeping, Attendance, Rounding, Deduction of Time, Meal/Rest Breaks, Meal Waivers, On-Premises Breaks, Overtime Compensation, Non-Discretionary Bonus/Incentive/Performance/Shift Differential Pay, Equipment, Supplies, PPE, Dress Code, and Reimbursement of Business-Related Expenses	12.50
Research and Investigation Re: Software Programs and Other Technology Defendant Uses to Conduct Everyday Business, Including Timekeeping, CRM, and Patient Care Systems, with a Focus on What Documents (Both Paper and Electronic) Are Created in the Normal Course of Business Relating to Overtime Worked, Off-the-Clock Time Worked Pre/Post Shift, and During Meal Breaks	5.80
Research and Analysis of Potential Defenses Defendant May Raise, Including De Minimis Work, Non-Compensable Off-the-Clock Work, Waiver, Compliant Policies, and Arbitration Agreements	8.10

Research and Investigation Re: Post- <i>Duran</i> vs. <i>U.S. Bank</i> Trial Manageability Issues, including Research Regarding Which Experts to Retain and For What Purpose	5.30
Research and Analysis of Defendant's Litigation History Involving Wage-and-Hour Issues and Other Related Employment Issues	3.60
Research and Analysis of Impact of COVID-19 on Defendant's Locations, Putative Class Members' Work, and Defendant's Operations and Employment Practices	7.90
Prepare a Discovery Strategy Plan of Action, including Topics of Inquiry Important to Certification, Liability, and Damages/Civil Penalties	6.50
Meet and Communicate with Plaintiff Priscilla De La Cruz Corona throughout the Pendency of the Case	39.50
Meet and Communicate with Putative Class Members	15.60
Pleadings and Court Filings	
Draft Plaintiff's Class Action Complaint for Damages and Legal Research and Analysis of All Claims Involved (filed on June 3, 2020)	8.50
Draft Plaintiff's Certificate of Assignment (filed on June 3, 2020)	0.10
Review Court's Initial Case Management Conference Order (filed on June 16, 2020)	0.30
Meet and Confer with Defense Counsel, and Draft Joint Initial Case Management Conference Statement (filed on August 26, 2020)	1.60
Review and Analyze Defendant's Answer to Plaintiff's Class Action Complaint (served on October 6, 2020), and Research Affirmative Defenses in Defendant's Answer	4.30

Meet and Confer with Defense Counsel, and Draft Joint Case Management Conference Statement (filed on February 24, 2021)	1.40
Review Court's Minute Order (filed on March 3, 2021)	0.10
Meet and Confer with Defense Counsel, and Draft Joint Notice of Settlement and Case Management Conference Statement (filed on June 18, 2021)	0.90
Review Court's Minute Order (filed on June 30, 2021)	0.10
Draft Plaintiff's Notice Regarding June 30, 2021 Further Case Management Conference (filed on July 6, 2021)	0.60
Research and Draft Plaintiff's First Amended Complaint for Damages & Enforcement Under the Private Attorneys General Act, California Labor Code § 2698, Et Seq. and Legal Research and Analysis of All Claims Involved; and Meet and Confer with Defense Counsel, and Draft Joint Stipulation Granting Plaintiff Leave to File First Amended Complaint; and [Proposed] Order Thereon (submitted on December 10, 2021)	6.50
Review Court's Order Granting Plaintiff Leave to File First Amended Complaint (filed on December 14, 2021)	0.10
Draft Plaintiff's Notice of Entry of Judgment or Order (filed on March 15, 2022)	0.20
Appearances	
Prepare for and Telephonically Attend Complex Case Management Conference (September 3, 2020)	1.90
Prepare for and Telephonically Attend Further Case Management Conference (March 3, 2021)	1.70

Prepare for and Telephonically Attend Further Case Management Conference (June 30, 2021)	1.10
Prepare for and Telephonically Attend Hearing on Plaintiff's Motion for Preliminary Approval of Class Action Settlement (March 11, 2022)	1.10
Prepare for and Telephonically Attend Hearing on Plaintiff's Motion for Final Approval of Class Action Settlement, Attorneys' Fees, Costs, and Enhancement Payment (July 12, 2022) (Anticipated)	1.50
Discovery and Deposition	
Draft Letter to Defendant Comprehensive Primary Care and West Point Medical Re: Request for Personnel File, Pay Stubs, and Time Records for Plaintiff Priscilla De La Cruz Corona (served on October 11, 2019)	1.90
Draft Follow-Up Letter to Defendants Comprehensive Primary Care and West Point Medical Re: Request for Personnel File, Pay Stubs, and Time Records for Plaintiff Priscilla De La Cruz Corona (served on November 5, 2019)	2.10
Review and Analyze Documents Produced by Defendant in Response to Request for Personnel Files, Pay Stubs, and Time Records for Plaintiff Priscilla De La Cruz Corona (served on November 11, 2019)	1.80
Draft Plaintiff's Form Interrogatories – General (Set One), Special Interrogatories (Set One), Special Interrogatories (Set Two), and Requests for Production of Documents (Set One) to Defendant West Point Medical Center (served on October 8, 2020)	7.50
Draft Plaintiff's Form Interrogatories – General (Set One), Special Interrogatories (Set One), Special Interrogatories (Set Two), and Requests for Production of Documents (Set One) to Defendant Comprehensive Primary Care Medical (served on October 8, 2020)	6.20

Draft Plaintiff's Notice of Deposition of Person Most Knowledgeable at Defendant West Point Medical Center and Requests for Production of Documents (Organizational Structure; November 17, 2020) (served on October 8, 2020)	3.80
Draft Plaintiff's Notice of Deposition of Person Most Knowledgeable at Defendant West Point Medical Center and Requests for Production of Documents (Wage and Hour Practices; November 18, 2020) (served on October 8, 2020)	4.50
Draft Plaintiff's Notice of Deposition of Person Most Knowledgeable at Defendant Comprehensive Primary Care Medical and Requests for Production of Documents (Organizational Structure; November 19, 2020) (served on October 8, 2020)	3.10
Draft Plaintiff's Notice of Deposition of Person Most Knowledgeable at Defendant Comprehensive Primary Care Medical and Requests for Production of Documents (Wage and Hour Practices; November 20, 2020) (served on October 8, 2020)	3.90
Review and Analyze Defendant's Objection to the Deposition Subpoena for Personal Appearance and Production of Documents of Person Most Knowledgeable at West Point Medical Center (B) (Organizational Structure; November 17, 2020) (served on November 12, 2020)	2.60
Review and Analyze Defendant's Objection to the Deposition Subpoena for Personal Appearance and Production of Documents of Person Most Knowledgeable at West Point Medical Center (A) (Wage and Hour Practices; November 18, 2020) (served on November 12, 2020)	3.70
Review and Analyze Defendant's Objection to the Deposition Subpoena for Personal Appearance and Production of Documents of Person Most Knowledgeable at Comprehensive Primary Care Medical (B) (Organizational Structure; November 19, 2020) (served on November 12, 2020)	2.80

Review and Analyze Defendant's Objection to the Deposition Subpoena for Personal Appearance and Production of Documents of Person Most Knowledgeable at Comprehensive Primary Care Medical (A) (Wage and Hour Practices; November 20, 2020) (served on November 12, 2020)	3.20
Review and Analyze Defendant's Responses to Plaintiff's Form Interrogatories – General (Set One), Special Interrogatories (Set One), Special Interrogatories (Set Two), and Requests for Production of Documents (Set One) to Defendant West Point Medical Center (served on December 14, 2020)	7.90
Review and Analyze Defendant's Responses to Plaintiff's Form Interrogatories – General (Set One), Special Interrogatories (Set One), Special Interrogatories (Set Two), and Requests for Production of Documents (Set One) to Defendant Comprehensive Primary Care Medical (served on December 14, 2020)	7.50
Draft <i>Belaire-West</i> Administration Notice and Opt-Out Postcard (proposed February 8, 2021)	1.70
Letters and Correspondence	
Research and Draft Notice to California Labor and Workforce Development Agency re: Claims of Plaintiff Priscilla De La Cruz Corona for Penalties Under California Labor Code section 2698, <i>et seq.</i> ("PAGA") (served on July 7, 2021)	4.10
Meet and Confer with, and Draft Correspondence to, and Respond to Correspondence from, Defense Counsel	18.50
Mediation/Settlement	
Review and Analyze Pre-Mediation Documents Produced by Defendant and Prepare Valuation Models (served on April 26, 2021 and May 4, 2021) Employee Handbooks and Policies	38.30

• Sampling of Employee Time Records • Sampling of Employee Payroll Records	
Prepare for Mediation Session, Including Researching Merits of Claims, Drafting the Mediation Brief, and Compiling the Mediation Exhibits in Support of Plaintiff's Mediation Brief (submitted on May 28, 2021)	19.50
Telephonically Attend Mediation Session (June 4, 2021; Zoom Video Conference)	11.50
Draft, Review, Revise, Negotiate, and Finalize Joint Stipulation of Class Action and PAGA Settlement and Release and Notice of Class Action Settlement (fully executed on January 18, 2022)	16.40
Revise Notice of Class Action Settlement (March 11, 2022)	0.70
Meet and Confer with Settlement Administrator and Defense Counsel Regarding, and Monitor, Settlement Administration Process (mailing on April 29, 2022)	4.50
Law and Motion	
Meet and Confer with Defense Counsel, and Draft Joint Stipulation to Continue October 28, 2021 Hearing on Motion for Preliminary Approval of Class Action Settlement; and [Proposed] Order Thereon (submitted on October 5, 2021)	1.20
Review Court's Order Granting Joint Stipulation to Continue October 28, 2021 Hearing on Motion for Preliminary Approval of Class Action Settlement (filed on October 7, 2021)	0.10
Meet and Confer with Defense Counsel, and Draft Joint Stipulation to Continue January 5, 2022 Hearing on Motion for Preliminary Approval of Class Action Settlement; and [Proposed] Order Thereon (submitted on December 13, 2021)	0.90

Review Court's Order Granting Joint Stipulation to Continue January 5, 2022 Hearing on Motion for Preliminary Approval of Class Action Settlement (filed on December 16, 2021)	0.10
Research and Draft Plaintiff's Notice of Motion and Motion for Preliminary Approval of Class Action Settlement, Declaration of Edwin Aiwasian in Support Thereof, Declaration of Priscilla De La Cruz Corona in Support Thereof, and [Proposed] Order (filed on February 15, 2022)	17.80
Draft Plaintiff's [Revised Proposed] Order Granting Preliminary Approval of Class Action Settlement (submitted on March 11, 2022)	0.50
Review Court's Minute Order and [Revised] Order Granting Motion for Preliminary Approval of Class Action Settlement (filed on March 11, 2022) (filed on March 14, 2022)	0.10
Review and Analyze Settlement Administrator's Declaration Regarding Notice and Settlement Administration; and Research and Draft Plaintiff's Motion for Final Approval of Class Action Settlement, Attorneys' Fees, Costs, and Enhancement Payment, Declaration of Edwin Aiwasian in Support Thereof, Declaration of Priscilla De La Cruz in Support Thereof; and [Proposed] Final Approval Order and Judgment (filed on June 17, 2022)	24.50
Total Hours:	428.40

EXHIBIT 2

LAWYERS for JUSTICE PC CASE COST DETAIL

Corona v. West Point Medical Center

<u>Date</u>	<u>Payee</u>	<u>Expense Description</u>	<u>Amount</u>
6/11/2020	Legal Document Server, Inc.	Attorney Service	180.23
6/11/2020	San Bernardino Superior Court	Filing Fee	435.00
6/11/2020	San Bernardino Superior Court	Complex Fee	1,000.00
7/10/2020	Legal Document Server, Inc.	Attorney Service	220.00
8/13/2020	Legal Document Server, Inc.	Attorney Service	210.00
8/26/2020	General Logistics Systems US, Inc.	Courier Service	13.98
8/26/2020	Legal Document Server, Inc.	Attorney Service	130.00
8/28/2020	CourtCall, LLC	Attorney Service	94.00
10/8/2020	General Logistics Systems US, Inc.	Courier Service	17.58
2/24/2021	General Logistics Systems US, Inc.	Courier Service	19.68
2/24/2021	Legal Document Server, Inc.	Attorney Service	130.00
3/4/2021	CourtCall, LLC	Attorney Service	94.00
5/3/2021	Paul Hastings LLP	Mediation Fee	12,500.00
5/14/2021	General Logistics Systems US, Inc.	Courier Service	50.50
5/15/2021	Numerical Company	Analysis of Sampling of Time Records	2,520.00
5/22/2021	FedEx Express	Courier Service	28.96
5/25/2021	Batza & Associates, Inc.	Investigative Service	411.41
6/4/2021	Robert A. Parris	Damages Consulting Expert	7,200.00
6/17/2021	Legal Document Server, Inc.	Attorney Service	65.00
6/18/2021	Legal Document Server, Inc.	Attorney Service	130.00
7/1/2021	CourtCall, LLC	Attorney Service	94.00
7/6/2021	Legal Document Server, Inc.	Attorney Service	130.00
7/8/2021	Labor & Workforce Development Agency	Filing Fee	75.00
10/5/2021	Legal Document Server, Inc.	Attorney Service	130.85
10/5/2021	San Bernardino Superior Court	Filing Fee	20.00
10/5/2021	Legal Document Server, Inc.	Attorney Service	65.00
10/14/2021	San Bernardino Superior Court	Document Download Fee	2.50
12/10/2021	Legal Document Server, Inc.	Attorney Service	215.95
12/10/2021	San Bernardino Superior Court	Filing Fee	20.00
12/14/2021	Legal Document Server, Inc.	Attorney Service	195.95
12/14/2021	San Bernardino Superior Court	Filing Fee	20.00
12/20/2021	Legal Document Server, Inc.	Attorney Service	215.00
2/15/2022	Legal Document Server, Inc.	Attorney Service	631.06
2/15/2022	San Bernardino Superior Court	Filing Fee	180.00
3/14/2022	CourtCall, LLC	Attorney Service	94.00
3/14/2022	San Bernardino Superior Court	Document Download Fee	6.00
3/15/2022	Legal Document Server, Inc.	Attorney Service	145.00
Total:			27,690.65