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Attorneys for Plaintiffs Mackensie Biddle and Jessa Naluz

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

MACKENSIE BIDDLE, JESSA
NALUZ, EVANGELINE D. GASTON,
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;

Plaintiffs,

vs.

C & J CLARK RETAIL, INC., an
unknown business entity; and DOES 1
through 100, inclusive,

Defendants.

Case No.: 8:24-cv-01131-JWH-ADS

Honorable John W. Holcomb
Department 9D

CLASS ACTION

**CORRECTED DECLARATION OF
MACKENSIE BIDDLE IN
SUPPORT OF PLAINTIFFS'
MOTION FOR PRELIMINARY
APPROVAL OF CLASS ACTION
SETTLEMENT**

Date: April 25, 2025
Time: 9:00 a.m.
Department: 9D

Complaint Filed: July 16, 2019
Action Removed: August 12, 2019
FAC Filed: August 21, 2019
SAC Filed: November 15, 2019
TAC Filed: January 6, 2021
4AC Filed: May 28, 2024
Trial Date: None Set

DECLARATION OF MACKENSIE BIDDLE

I, Mackensie Biddle, hereby declare as follows:

1. I am over 18 years of age and a resident of California. I am one of the named plaintiffs in the above-captioned case. I have personal knowledge of the facts and statements set forth in this declaration, and if called upon to testify, I could and would competently testify thereto.

2. I was employed by C & J Clark Retail, Inc. ("C & J Clark") as an hourly-paid Assistant Store Manager from approximately July 2018 to approximately October 2018. I decided to seek legal advice about my work experiences with C & J Clark and about pursuing my grievances. I contacted Lawyers *for* Justice, PC and spoke with attorneys there. I wanted to do whatever I could to make sure that C & J Clark was held accountable for not paying its employees for all hours worked and non-compliant meal and rest breaks. I consulted with the attorneys at Lawyers *for* Justice, PC for 2 hours discussing my situation, complex wage-and-hour class actions and representative actions under the Private Attorneys General Act ("PAGA") in general, and what it meant to be a named plaintiff, class representative, and PAGA representative.

3. I have spent over 7 hours communicating with my attorneys regarding the case and fulfilling my responsibilities as a class and PAGA representative, which included gathering documents concerning my employment with C & J Clark, reviewing documents with my attorneys and answering their questions, providing guidance regarding the duties of non-exempt employees, and helping develop a strategy as to what documents and information to obtain from C & J Clark. I routinely checked in with my attorneys and their staff to make sure they had all of my most current information and any additional information that I had obtained.

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1 4. I was available to answer any questions my attorneys had, and
2 available to speak and meet with my attorneys whenever they needed me. I
3 responded to them as quickly as possible and gave them as much information and
4 identified as many documents as I could. I spent at least 6 additional hours
5 working with my attorneys to prepare Initial Disclosures, speaking with my
6 attorneys about the case, identifying potential witnesses, providing my attorneys
7 with documents and information concerning the case, and also describing policies,
8 practices, and procedures of C & J Clark.

9 5. As far as the settlement is concerned, I was available to review
10 documents and answer any questions my attorneys had. I spent about 2 hours
11 reviewing the settlement documents, asking questions, and discussing the potential
12 settlement with my attorneys before signing the settlement agreement.

13 6. I believe that I have done everything that my attorneys have asked of
14 me and have tried, to the best of my ability, to represent the class and seek relief
15 for the aggrieved employees and the State of California. I think my efforts have
16 helped to obtain the result in this case, and as a class and PAGA representative, I
17 respectfully request that the Court award me a Class Representative Enhancement
18 Payment in the amount of \$7,500.00 for my active participation in this case.
19 Taking into consideration the time that I have dedicated to this case, I believe that
20 this amount is reasonable.

21 7. I am not related to anyone associated with Lawyers *for* Justice, PC.

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1 8. I have not entered into any undisclosed agreements, nor have I
2 received any undisclosed compensation in this case. The only compensation I will
3 receive is whatever amount the Court awards as a Class Representative
4 Enhancement Payment, as well as my share of the settlement as a class member
5 and as an aggrieved employee.

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

8 Executed this _____ day of September 2024, at Lake Forest, California.

9 09/27/2024

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