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

PATRICIA BURROLA, NATHAN
RODRIGUEZ, KIRSTIE ROSSMAN,
individually, and on behalf of other members
of the general public similarly situated;

Plaintiffs,

vs.

OX CAR CARE, INC., a Delaware
corporation; and DOES 1 through 100,
inclusive,

Defendants.

PATRICIA BURROLA, individual, and on
behalf of other aggrieved employees pursuant
to the California Private Attorneys General
Act,

Plaintiff,

vs.

OX CAR CARE, INC., a Delaware
corporation; and DOES 1 through 100,
inclusive,

Defendants.

Case No.: 30-2021-01216803-CU-OE-CXC
[Consolidated with Case No.
20-2021-01228564-CU-OE-CXC]

Honorable Layne H. Melzer
Department CX102

CLASS ACTION

**DECLARATION OF NATHAN PAYTON
IN SUPPORT OF PLAINTIFFS'
MOTION FOR PRELIMINARY
APPROVAL OF CLASS AND
REPRESENTATIVE ACTION
SETTLEMENT AGREEMENT AND
RELEASE OF CLAIMS**

Reservation ID: 74938063
Hearing Date: November 5, 2026
Hearing Time: 2:00 p.m.
Department: CX102

Complaint Filed: August 16, 2021
FAC Filed: May 4, 2022

Trial Date: None Set

DECLARATION OF NATHAN PAYTON

I, Nathan Payton, hereby declare as follows:

1. I am over 18 years of age and a resident of California. I am a named plaintiff in the above-captioned class action case entitled *Patricia Burrola, et al. v. Ox Care Care, Inc.*, Orange County Superior Court Case No. 30-2021-01216803-CU-OE-CXC ("Class Action"). 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 Ox Car Care, Inc. ("Defendant") from approximately September 2018 to approximately May 2019 as an hourly-paid or non-exempt employee working as a Screener. I decided to seek legal advice about my work experiences with Defendant 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 Defendant was held accountable for not properly compensating employees for all hours worked, non-compliant meal and rest breaks, and failure to reimburse expenses. I consulted with the attorneys and staff at Lawyers *for* Justice, PC discussing my situation, complex wage-and-hour class actions in general, and what it meant to be a named plaintiff and class representative. Prior to joining the Class Action, I was informed of and came to understand what my duties and responsibilities would be as a plaintiff and also, if class certification were to be obtained and if I were to be appointed as a representative of the class, what my duties and responsibilities would be in that event.

3. Throughout the Class Action, I have spent time speaking with my attorneys regarding the case and fulfilling my responsibilities as a class representative, which included gathering documents concerning my employment with Defendant, reviewing documents with my attorneys, answering questions, providing guidance regarding the duties of other hourly-paid or non-exempt employees, and helping develop a strategy as to what documents and information to obtain from Defendant. I routinely checked in with my attorneys and their staff to make sure that they had all of my most current information and any additional information that I had obtained.

4. Throughout this matter, I was available to answer any questions my attorneys had, and available to speak and meet with my attorneys whenever they needed me. I responded to them as quickly as possible and gave them as much information and identified as many documents as I

1 could. I spent time speaking with my attorneys about the case, identifying potential witnesses,
2 providing my attorneys with documents and information concerning the case, and also describing
3 policies, practices, and procedures of Defendant.

4 5. As far as the settlement is concerned, I was available to review documents and
5 answer any questions my attorneys had. I reviewed the Settlement Agreement and discussed the
6 questions I had regarding the potential settlement with my attorneys before signing the settlement
7 papers.

8 6. I understand that a settlement has been reached in my case and what my duties and
9 responsibilities are as a class. For example, I am aware that if the settlement is granted preliminary
10 approval, the Court will certify a class for settlement purposes, and likely appoint me as the
11 representative of the class and my attorneys as counsel for the class. I also understand that my
12 duties will include checking in on, monitoring, and conferring with my attorneys to facilitate the
13 notice and settlement administration process, and to provide information that the Court needs in
14 order to assess whether the settlement is fair, reasonable, and adequate. Further, if any individuals
15 who are potential class members contact me, I will take steps to have them referred to the Court-
16 appointed settlement administrator so that these individuals may receive the necessary information
17 and notice they may be eligible to receive in connection with the settlement and contemplated final
18 approval hearing.

19 7. I believe that I have done everything that my attorneys have asked of me and have
20 tried, to the best of my ability, to represent the class and pursue relief on behalf of other class
21 members. I have volunteered to represent and champion the interests of many other people with
22 similar claims and injuries because of the importance of the case and the necessity that all class
23 members and aggrieved employees benefit from the lawsuit equally. I understand that as a
24 proposed class representative, and if formally appointed as a class representative, I have and
25 continue to represent the interests of all members of the class in litigation to recover relief for the
26 class. As an hourly-paid non-exempt employee of Defendant who was subject to the same policies,
27 practices, and procedures as the other members of the class, I have claims that are typical of those
28 of the class. I consider the interests of the class just as I would consider my own interests. I

1 understand that I may need to put the interests of the class before my own interests, although I
2 have no reason to believe that my interests are in conflict with the interests of the class. I
3 understand that any resolution of the lawsuit is subject to court approval and must be in the best
4 interest of the class as a whole. I have participated, and continue to participate, in the lawsuit as
5 necessary. I have actively followed and monitored the progress of the lawsuit, as well as the
6 consolidated action, and have taken steps to make sure that the litigation is prosecuted by the
7 skilled and effective attorneys that I have retained.

8 8. I think my efforts helped to get the result obtained in this matter, and as a potential
9 class representative, I respectfully request that the Court award me an enhancement award for my
10 efforts in pursuing and participating in this matter. Taking into consideration the time that I have
11 dedicated to this matter, I believe that this amount is reasonable.

12 9. I am not related to anyone associated with Lawyers for Justice, PC. In addition, I
13 have no relationship or affiliation with the proposed *cy pres* recipient Legal Aid at Work.

14 10. I have not entered into any undisclosed agreements, nor have I received any
15 undisclosed compensation in this matter or the consolidated action. The only compensation I will
16 receive is whatever amount the Court awards as an enhancement award, as well as my share of the
17 settlement as a class member and aggrieved employee.

18 11. When I joined the Class Action as a named plaintiff my legal name was Nathan
19 Rodriguez. Since that time, I have legally changed my name to Nathan Payton.

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

07/21/2026

22 Executed on this ____ day of July 2026, at Orange, California.

23 Electronically Signed  2026-07-21 23:33:55 UTC - 174.227.112.77
Nintex AssureSign® 695edff6-a922-482e-9632-b48e01838981

24 Nathan Payton