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DIVERSITY LAW GROUP, P.C.
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Attorneys for Plaintiff and the Aggrieved Employees

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

AMY CETNAROWSKI, as an individual
and on behalf of all others similarly situated,

Plaintiff,

vs.

MELON HOLDINGS, LLC, a Delaware
limited liability company; and DOES 1
through 50, inclusive,

Defendants.

Case No.: CVCV21-01007

[Assigned for all purposes to the Hon. Debra L.
Givens, Department 1]

**DECLARATION OF LARRY W. LEE IN
SUPPORT OF PLAINTIFF'S NOTICE OF
MOTION AND MOTION TO APPROVE
THE PARTIES' SETTLEMENT
AGREEMENT PURSUANT TO THE
LABOR CODE PRIVATE ATTORNEYS
GENERAL ACT OF 2004**

Date: September 19, 2022
Time: 10:00 a.m.
Dept.: 4

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I, Larry W. Lee, declare as follows:

1. I am an attorney at law, duly licensed to practice before all Courts in the State of California, and am with the law firm Diversity Law Group, P.C., counsel of record for Plaintiff Amy Cetnarowski (“Plaintiff”). I have personal knowledge of the facts set forth below and if called to testify I could and would do so competently.

2. I was retained based upon a contingency fee arrangement wherein Plaintiff's counsel agreed to advance all costs and receive no fee unless a recovery was accomplished. Specifically, had Plaintiff failed to prevail on these cases, counsel for Plaintiff would have spent a significant amount of time, money and other resources without any benefit or return. In addition, had Plaintiff also failed to prevail in the present cases, Defendants would have been able to seek costs in connection with their defense of the case.

3. From the inception of the case, Plaintiff's Counsel have zealously represented the interests of Plaintiff and the aggrieved employees. The settlement was obtained for the benefit of the aggrieved employees, as opposed to the individual Plaintiff.

4. I strongly believe that Plaintiff can prevail at trial. However, I also believe in the fairness of the settlement, which is based on factoring in the inherent risks in drawn-out litigation, as well as the possibility of appeals.

5. After taking into account sharply disputed factual and legal issues involved in this litigation, the risks attending further prosecution, and the substantial benefits to be received pursuant to the compromise and settlement of the litigation, I have concluded that settlement on the terms set forth in the Private Attorneys General Act (Labor Code § 2698, *et seq.*) Settlement and Release Agreement (“Settlement Agreement”) is appropriate and in the best interests of Plaintiff and the aggrieved employees.

6. My qualifications are as follows: I received my J.D. from Arizona State University College of Law in 2003. During law school, I was a summer associate at the law firm of Brobeck, Phleger & Harrison. I graduated cum laude from Arizona State University College of Law in the top 10% of my class. While I was in law school, I was the Associate Managing

1 Editor of the Arizona State University College of Law, Law Journal. Upon graduation, I
2 practiced law as an associate at the Los Angeles County offices of Ogletree Deakins Nash
3 Smoak & Stewart, P.C., a national employment defense law firm that represents a significant
4 number of Fortune 500 companies.

5 7. My primary practice is employment law. I have handled a number of wage and
6 hour matters including class actions and individual actions, on both plaintiff and defense sides. I
7 have a practice that encompasses cases in the Los Angeles Superior Courts, the Orange County
8 Superior Courts, the San Francisco County Superior Courts, the San Diego County Superior
9 Courts, and the United States District Courts for the Central, Northern, and Eastern Districts of
10 California. I have been named as Class Counsel in a number of class actions that have been
11 granted final approval by the Superior Courts of Los Angeles County, Orange County, San
12 Francisco County, and the United States District Court for the Central District of California,
13 including the following class actions: *Chan Lanier v. Citigroup, Inc. et al.*, San Francisco
14 Superior Court Case No. CGC-05-445143; *Naqvi v. Acoustic Home Loans et al.*, Orange County
15 Superior Court Case No. 05CC00263; *Ortega v. AIG*, Central District of California Case No. CV
16 06-0196-RSWL (PJWx); *Universal Protection Overtime Cases*, Orange County Superior Court
17 Case No. JCCP 4480; *Tse v. Best Buy*, Los Angeles Superior Court Case No. BC392717; and
18 *Hernandez v. CVS Corporation*, Los Angeles Superior Court Case No. JCCP 4539.

19 8. To date, my firm has incurred costs in the amount of approximately \$6,736.45.
20 Attached hereto as **Exhibit A** is a true and correct copy of my cost report.

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

23 Executed on this August 25, 2022, at Los Angeles, California.

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25 
26 Larry W. Lee
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EXHIBIT A

7/12/2022
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DIVERSITY LAW GROUP
Slip Listing

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Selection Criteria

Slip Classification Open
Client (hand select) Include: Cetnarowski, Amy v. Melon
Slip.Transaction Ty 2 - 2

Rate Info - identifies rate source and level

Slip ID		Timekeeper	Units	Rate	Slip Value
Dates and Time		Activity	DNB Time	Rate Info	
Posting Status		Client	Est. Time	Bill Status	
Description		Reference	Variance		
69094	EXP	Linda Lee	1	75.00	75.00
9/30/2021		Court fees			
WIP		Cetnarowski, Amy v. Melon			
LWDA					
69246	EXP	Olympia	2	0.25	0.50
9/30/2021		Photocopies			
WIP		Cetnarowski, Amy v. Melon			
Photocopies					
69247	EXP	Olympia	1	6.96	6.96
9/30/2021		Postage			
WIP		Cetnarowski, Amy v. Melon			
Postage					
69438	EXP	Olympia	1	1478.06	1478.06
10/19/2021		Court fees			
WIP		Cetnarowski, Amy v. Melon			
Odyssey - Complaint					
69636	EXP	Olympia	22	0.25	5.50
10/31/2021		Photocopies			
WIP		Cetnarowski, Amy v. Melon			
Photocopies					
69637	EXP	Olympia	1	1.89	1.89
10/31/2021		Postage			
WIP		Cetnarowski, Amy v. Melon			
Postage					
69543	EXP	Olympia	1	3.60	3.60
11/3/2021		Court fees			
WIP		Cetnarowski, Amy v. Melon			
Odyssey - 170.6					
69732	EXP	Olympia	1	3.60	3.60
11/15/2021		Court fees			
WIP		Cetnarowski, Amy v. Melon			
Odyssey - POS of Summons & N&A					

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Slip ID		Timekeeper	Units	Rate	Slip Value
Dates and Time		Activity	DNB Time	Rate Info	
Posting Status		Client	Est. Time	Bill Status	
Description		Reference	Variance		
69749	EXP	Olympia	2	3.60	7.20
11/16/2021		Court fees			
WIP		Cetnarowski, Amy v. Melon			
Odyssey - POS					
69760	EXP	Olympia	1	3.60	3.60
11/19/2021		Court fees			
WIP		Cetnarowski, Amy v. Melon			
Odyssey - POS					
70010	EXP	Olympia	1	0.73	0.73
11/30/2021		Postage			
WIP		Cetnarowski, Amy v. Melon			
Postage					
70009	EXP	Olympia	7	0.25	1.75
11/30/2021		Photocopies			
WIP		Cetnarowski, Amy v. Melon			
Photocopies					
69883	EXP	Olympia	1	3.60	3.60
12/7/2021		Court fees			
WIP		Cetnarowski, Amy v. Melon			
Odyssey - FAC					
70539	EXP	Olympia	1	3.60	3.60
2/7/2022		Court fees			
WIP		Cetnarowski, Amy v. Melon			
Odyssey - CMS					
70655	EXP	Linda Lee	1	24.15	24.15
2/9/2022		Court fees			
WIP		Cetnarowski, Amy v. Melon			
Odyssey - Stip to file SAC					
70773	EXP	Olympia	1	3.60	3.60
2/18/2022		Court fees			
WIP		Cetnarowski, Amy v. Melon			
Odyssey - Notice of Remote Appearance					
70899	EXP	Olympia	1	7.00	7.00
2/24/2022		Other expenses			
WIP		Cetnarowski, Amy v. Melon			
Order copies					
71128	EXP	Olympia	1	0.25	0.25
2/28/2022		Photocopies			
WIP		Cetnarowski, Amy v. Melon			
Photocopies					

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Slip ID		Timekeeper	Units	Rate	Slip Value
Dates and Time		Activity	DNB Time	Rate Info	
Posting Status		Client	Est. Time	Bill Status	
Description		Reference	Variance		
71129	EXP	Olympia	1	1.06	1.06
2/28/2022		Postage			
WIP		Cetnarowski, Amy v. Melon			
Postage					
70990	EXP	Olympia	1	3.60	3.60
3/8/2022		Court fees			
WIP		Cetnarowski, Amy v. Melon			
Odyssey - NOE					
71646	EXP	Erika Mejia	1	3.60	3.60
5/6/2022		Court fees			
WIP		Cetnarowski, Amy v. Melon			
Odyssey - CMS					
71863	EXP	Valeria Tril	1	3.60	3.60
5/19/2022		Court fees			
WIP		Cetnarowski, Amy v. Melon			
Odyssey - Notice of Remote Appearance					
71911	EXP	Max Gavron	1	94.00	94.00
5/23/2022		Court fees			
WIP		Cetnarowski, Amy v. Melon			
Courtcall					
72249	EXP	Olympia	1	5000.00	5000.00
6/24/2022		Arbitrators			
WIP		Cetnarowski, Amy v. Melon			
Steve Pearl Mediation					
Grand Total					
			Billable	0.00	6736.45
			Unbillable	0.00	0.00
			Total	0.00	6736.45