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Attorneys for Plaintiff and the Class

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

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

Plaintiff,

vs.

BETTS COMPANY, a California
corporation; and DOES 1 through 50,
inclusive,

Defendants.

Case No.: 34-2021-00309846

(Assigned to the Hon. Lauri A. Damrell, Dept. 28)

**DECLARATION OF LARRY W. LEE IN
SUPPORT OF PLAINTIFF'S MOTION FOR
FINAL APPROVAL OF CLASS ACTION
SETTLEMENT**

Date: October 27, 2023

Time: 9:00 a.m.

Dept.: 28

Complaint Filed: October 15, 2021

FAC Filed: December 27, 2021

SAC Filed: March 9, 2022

Trial Date: Not Set

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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, counsel of record for Plaintiff Amy Orozco (“Plaintiff”). I have personal knowledge of the facts set forth below and if called to testify I could and would do so competently.

2. The proposed settlement meets the criteria for this Court to grant final approval of this matter on a class-wide basis, as the settlement is fair, adequate, and reasonable.

3. The Joint Stipulation of Class Action and PAGA Settlement and Release (“Settlement Agreement”) was the product of negotiations between highly able and experienced attorneys on both sides who possessed the relevant data and extensive legal research which they had carefully analyzed. The Parties engaged in arm’s length negotiations at mediation with an highly experienced and known wage-and-hour mediator, Tripper Ortman, Esq.

4. Class Counsel engaged in extensive factual investigation before settling, including exchange of informal discovery before mediation. In connection with mediation, Class Counsel reviewed class data pertaining to the number of putative class members, the hourly rates of pay, number of workweeks, as well as payroll data for the putative class, and pertinent policies regarding meal and rest periods, Opt-Out pay, and sick leave. Class Counsel subsequently evaluated and calculated the potential class and PAGA penalties available in this case.

5. I have spent significant time researching and pursuing the claims that have been alleged in this action. Based on my independent investigations and evaluations, I am of the opinion that the proposed settlement is fair, reasonable, and adequate, and is in the best interests of the Class Members, in light of all known facts and circumstances, and the expenses and risks inherent in litigation. The settlement was negotiated at arm's length and was facilitated by an experienced and neutral mediator. Thus, this settlement should be granted final approval.

6. Any remaining monies from uncashed settlement checks will be distributed to the *cy pres* recipient Boys and Girls Club of Fresno County, in accordance with C.C.P. § 384. I do not have any relationship with or connection to said organization.

1 7. My qualifications are as follows: I received my J.D. from Arizona State University
2 College of Law in 2003. During law school, I was a summer associate at the law firm of Brobeck,
3 Phleger & Harrison. I graduated *cum laude* from Arizona State University College of Law in the
4 top 10% of my class. While I was in law school, I was the Associate Managing Editor of the
5 Arizona State University College of Law, Law Journal. Upon graduation, I practiced law as an
6 associate at the Los Angeles County offices of Ogletree Deakins Nash Smoak & Stewart, P.C., a
7 national employment defense law firm that represents a significant number of Fortune 500
8 companies.

9 8. My firm's primary focus is employment law. I have handled a number of wage and
10 hour matters including class actions and multiple-plaintiff actions. I have a practice that
11 encompasses cases throughout the State of California, including but not limited to the Los Angeles
12 Superior Courts, the Orange County Superior Courts, the San Francisco County Superior Courts,
13 the San Diego County Superior Courts, and the United States District Courts for the Central,
14 Eastern, Northern, and Southern Districts of California.

15 9. I have been named as class counsel in a number of class actions that have been
16 granted final approval by the Superior Courts of Los Angeles County, Orange County, San
17 Francisco County, Alameda County, Contra Costa County, Monterey County, San Bernardino
18 County, Santa Clara County, Sonoma County, and other counties, as well as the United States
19 District Court for the Central, Eastern, and Northern Districts of California, including but not
20 limited to the following class actions: *Chan Lanier v. Citigroup, Inc. et al.*, San Francisco Superior
21 Court Case No. CGC-05-445143; *Naqvi v. Acoustic Home Loans et al.*, Orange County Superior
22 Court Case No. 05CC00263; *Ortega v. AIG*, Central District of California Case No. CV 06-0196-
23 RSWL (PJWx); *Universal Protection Overtime Cases*, Orange County Superior Court, Judicial
24 Council Coordination Proceeding No. 4480; *Hernandez v. CVS Corp. et al.*, Judicial Council
25 Coordination Proceeding No. 4539; *Padilla v. Safeway*, San Benito County Superior Court Case
26 No. CU-16-00182; *Valles v. Community Hospital of the Monterey Peninsula*, Monterey County
27 Superior Court Case No. 17CV003452; *DirecTv Wage and Hour Cases*, Santa Clara Superior Court
28 Judicial Council Coordination Proceeding No. 4850; *Perez v. Standard Drywall, Inc.*, Alameda

County Superior Court Case No. RG15761142; and *Davis v. Nugget Market, Inc.*, Yolo County Superior Court Case No. CV-18-558.

10. To date, I have incurred approximately 5.4 hours in connection with the litigation of this lawsuit. Attached hereto as **Exhibit A** is a chart summarizing the amount of work I have incurred to date on this matter.

11. Thus, I anticipate the total amount of my fees incurred in this case to be approximately \$4,320.00 based on an hourly rate of \$800.00 per hour. Since at least 2018, I have been approved at an hourly rate of \$700.00 per hour by various Courts, in a number of matters, including *Stafford v. Brinks et al.*, Los Angeles County Superior Court Case No. BC532260; *Chavez v. Kenneth Cole Productions, Inc.*, Santa Clara Superior Court Case No. 17CV306407; *Chavez v. Adidas*, U.S. District Court for the Northern District of California Case No. 5:16-cv-06533-LHK; *Mankin v. Taste Catering*, San Mateo Superior Court Case No. 17-CIV-03497; *Ricardo Macias v. SASCO*, Santa Clara County Superior Court Case No. 16CV304263; *Valles v. Community Hospital of the Monterey Peninsula*, Monterey Superior Court Case No. 17CV003452; *Diaz v. WeDriveU*, Santa Clara Superior Court Case No. 17CV306547; *Sanchez v. American Para Professional Systems, Inc.*, Santa Clara County Superior Court Case No. 17CV306751; *Hernandez v. Pei Wei*, United States District Court, Central District of California Case No. 8:17-cv-00679-JLS-JCG; *Song v. THC-Orange County, Inc.*, U.S. District Court for the Central District of California Case No. 8:17-cv00965-JLS-DFMx; *Perez v. Standard Drywall, Inc.*, Alameda County Superior Court Case No. RG15761142; *Huertas v. Chevron Stations*, Santa Clara Superior Court Case No. 17CV309996; and *In re DirecTv Wage and Hour Cases*, JCCP Case No. 4850. As of 2020, I increased my hourly rate to \$750.00 per hour. I have been approved at \$750.00 per hour by the Santa Clara County Superior Court in *Hernandez v. Wells Fargo Bank*, Santa Clara Superior Court Case No. 16CV299319, and Monterey County Superior Court in *Abarca v. El Estero Car Wash, Inc.*, Monterey Superior Court Case No. 18CV003398.

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

3 Executed on this 5th day October 2023, at Los Angeles, California.

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6 Larry W. Lee

EXHIBIT A

OROZCO V. BETTS COMPANY
Time and Task Chart for Larry W. Lee

Hours	Description of Work
.8	Review and edit complaint.
.7	Review and edit mediation brief.
2.0	Review and edit long form settlement agreement.
1.4	Review and edit Motion for Preliminary Approval and supporting documents.
.5	Review and edit Motion for Final Approval.
Total: 5.4	