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SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES – SPRING STREET COURTHOUSE

RACHEL V. CORREIA, an individual; and on behalf of all others similarly situated and aggrieved; REBEKAH MEDINA, an individual; and on behalf of all others similarly situated and aggrieved; CARLOS COUSINEAU, an individual; and on behalf of all others similarly situated and aggrieved; DANIEL GARCIA, an individual; and on behalf of all others similarly situated and aggrieved,

Plaintiff,

v.

GALLO GLASS COMPANY, a Nevada corporation; NIGEL DART, an individual; and DOES 1 through 100, inclusive,

Defendants.

CASE NO.: CV-21-006459

[Assigned to the Hon. Sonny S. Sandhu, in Dept. 24]

**DECLARATION OF DAVID D. BIBIYAN
IN SUPPORT OF PLAINTIFFS' MOTION
FOR FINAL APPROVAL OF CLASS
ACTION AND REPRESENTATIVE
ACTION SETTLEMENT**

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- 1 • *Santoyo v. Consolidated Foundries, Inc.*, Case No. BC612298, California Superior
2 Court, County of Los Angeles, Honorable Judge Ann I. Jones, presiding.
- 3 • *Arendsdorff v. Stanley Steamer International, Inc.*, Case No. BC681368, California
4 Superior Court, County of Los Angeles, Honorable Yvette M. Palazuelos, presiding.
- 5 • *Barreto v. Don Roberto Jewelers, Inc.*, Case No. BC495451, California Superior Court,
6 County of Los Angeles, Honorable Ann I. Jones, presiding.
- 7 • *Junior Amilcar Laguna Gonzalez v. Takaaki Koyama*, Case No. BC641998, Los Angeles
8 Superior Court, Honorable Elihu M. Berle, presiding.
- 9 • *Rios v. Nongshim America, Inc.*, Case No. CIVDS1807390, California Superior Court,
10 County of San Bernardino, Honorable David S. Cohn, presiding.
- 11 • *Stoddard v. Molded Fiber Glass – West*, Case No. 1517758, California Superior Court,
12 County of San Bernardino, Honorable David S. Cohn, presiding.
- 13 • *Mata v. Sahara Scaffold, Inc.*, Case No. CIVDS1810785, California Superior Court,
14 County of San Bernardino, Honorable David S. Cohn, presiding.
- 15 • *Carrasco v. Pure Dental Solutions*, Case No. BC645995, Los Angeles Superior Court,
16 Honorable Kenneth R. Freeman, presiding.
- 17 • *Gonzalez v. Gochez, et al.*, Case No. BC648729, Los Angeles Superior Court, Honorable
18 Maren Nelson, presiding.
- 19 • *Montoya v. Superior Paving Co.*, Case No. CIVDS1833422, County of San Bernardino,
20 Honorable David S. Cohn, presiding.
- 21 • *Lopez v. Norred & Associates, Inc.*, Case No. CIVDS1824109, California Superior
22 Court, County of San Bernardino, David S. Cohn, presiding.
- 23 • *Noyola v. Lacren, LLC*, Case No. BC717024, California Superior Court, County of Los
24 Angeles, Hon. Anthony Mohr, presiding.
- 25 • *Luciano, et al. v. O’Tasty Foods, Inc., et al.*, Case No. BC711988, California Superior
26 Court, County of Los Angeles, Honorable Maren Nelson, presiding.
- 27 • *Gordon v. Hospice Source, LLC*, Case No. 34-2018-00250022-CU-OE-GDS, California
28 Superior Court, County of Sacramento, Honorable Christopher E. Krueger, presiding.

1 • *Barragan v. Refrigeration Supplies Distributor*, Case No. 19STCV09312, California
2 Superior Court, County of Los Angeles, Honorable Carolyn B. Kuhl, presiding;
3 • *Ramirez v. Acre Gourmet, Inc.*, Case No. CGC-19-575117, California Superior Court,
4 County of San Francisco, Honorable Andrew Y.S. Cheng, presiding.
5 • *Villafuerte v. Bay Alarm Company*, Case No. BC689110, California Superior Court,
6 County of Los Angeles, Honorable Amy D. Hogue, presiding.
7 • *Cazares v. Areas USA LAX, LLC*, Case No. 19STCV08209, California Superior Court,
8 County of Los Angeles, Honorable Carolyn B. Kuhl, presiding.
9 • *Magana v. Castlerock Environmental, Inc., et al.*, Case No. 19STCV38353, California
10 Superior Court, County of Los Angeles, Honorable Ann I. Jones, presiding.
11 • *Chilel v. Sushi California, Inc.*, Case No. 19STCV08209, California Superior Court,
12 County of Los Angeles, Honorable Ann I. Jones, presiding.
13 • *Malone v. Orange Courier, Inc., et al.*, Case No. 30-2016-00763474, California Superior
14 Court, County of Orange, Honorable Glenda Sanders, presiding.
15 • *Rivera v. Talamo Food Services, Inc.*, Case No. 19CV355856, California Superior Court,
16 County of Santa Clara, Honorable Patricia M. Lucas, presiding.
17 • *Olquin v. Cal Central Harvesting, Inc.*, Case No. 18CV03860, California Superior Court,
18 County of Santa Barbara, Honorable James F. Rigali, presiding.
19 • *Pence v. Sober Living by the Sea, Inc.*, Case No. 2018-00988742, California Superior
20 Court, County of Orange, Honorable Randall J. Sherman, presiding.
21 • *Franco v. Vincent Rags, Inc.*, Case No. 20STCV07768, California Superior Court,
22 County of Los Angeles, Honorable Ann I. Jones, presiding.
23 • *Cabral v. Miller Castings, Inc.*, Case No. 19STCV39556, California Superior Court,
24 County of Los Angeles, Honorable Carolyn B. Kuhl, presiding.
25 • *Bolanos v. Texas Roadhouse, Inc.*, Case No. 19STCV39556, California Superior Court,
26 County of Los Angeles, Honorable Sunshine Sykes, presiding.
27 • *Rodriguez v. Scott A. Humphreys, Inc.*, Case No. 30-2021-01184556-CU-OE-CXC,
28 California Superior Court, County of Ventura, Honorable Matthew P. Guasco, presiding.

- 1 • *Torres v. Primal Pet Foods, Inc.* Case No. FCS054783, California Superior Court,
2 County of Solano, Honorable Wendy G. Getty, presiding.
- 3 • *Hanson v. Zapata Nuccio, Inc.*, Case No. 20STCV28951, California Superior Court,
4 County of Los Angeles, Honorable Elihu M. Berle, presiding.
- 5 • *Molina v. Avibank Mfg, Inc.*, Case No. 20STCV03910, California Superior Court,
6 County of Los Angeles, Honorable John P. Doyle, presiding.
- 7 • *Cetina v. Lawry's Restaurants, Inc.*, Case No. 19STCV05201, California Superior Court,
8 County of Los Angeles, Honorable Amy D. Hogue, presiding;
- 9 • *Luna v. Pronto California General Agency, LLC*, Case No. 19STCV39951, California
10 Superior Court, County of Los Angeles, Honorable Elihu M. Berle, presiding.
- 11 • *Alvarez v. Kazak-Mars, Inc.*, Case No. 20STCV42587, California Superior Court,
12 County of Los Angeles, Honorable Elihu M. Berle, presiding.
- 13 • *Noe v. My Pillow, Inc.* Case No. CIVDS 2011360, California Superior Court, County of
14 San Bernardino, Honorable David Cohn, presiding.
- 15 • *Nunez v. 2751 West Coast Acquisition Company*, Case No. 30-2020-01145215-CU-
16 OE-CXC, California Superior Court, County, County of Orange, Honorable Randall J. Sherman,
17 Presiding.
- 18 • *Smith v. McMillen Enterprises, Inc.*, Case No. CV-20-002938, California Superior Court,
19 County of Stanislaus, Honorable John R. Mayne, presiding.
- 20 • *Turner v. Plant Prefab Inc., et al.*, Case No. CIVDS2017517, California Superior Court,
21 County of San Bernardino, Honorable David Cohn, presiding.
- 22 • *Duran v. Fresh Select, LLC*, Case No. VCU284892, California Superior Court, County
23 of Tulare, Honorable Bret Hillman, presiding.
- 24 • *Reynoso, et al. v. Cream of the Crop AG Service, Inc.*, Case No. VCU278847, California
25 Superior Court, County of Tulare, Honorable Bret Hillman, presiding.
- 26 • *Michel v. Universal Waste Systems, Inc.*, Case No. 19STCV46181, California Superior
27 Court, County of Los Angeles, Honorable David S. Cunningham presiding.
- 28 • *Jungers v. U.S. Borax Inc., et al.*, Case No. BCV-21-10003, California Superior Court,

1 County of Kern, Honorable Bernard C. Barmann Jr. presiding.

2 • *Fortune v. Amoroso Limited Partnership, et al.*, Case No. 20STCV25874, California

3 Superior Court, County of Los Angeles, Honorable Carolyn Kuhl presiding.

4 • *Montoya, et al. v. Remo, Inc.* Case No. 20STCV34614, California Superior Court,

5 County of Los Angeles, Honorable Maren Nelson presiding.

6 • *Rincon, et al. v. New-Indy Tripaq, LLC, et al.* Case No. 20STCV17118, California

7 Superior Court, County of Los Angeles, Honorable Maren Nelson presiding.

8 • *De Leon, et al. v. Wismettac Asian Foods, Inc.* Case No. 19STCV18172, California

9 Superior Court, County of Los Angeles, Honorable Elihu M. Berle presiding.

10 • *Tapia v. Mercer Foods, Inc.* Case No. CV-21-000020, California Superior Court,

11 County of Stanislaus, Honorable Sonny S. Sandhu presiding.

12 • *Molina v. Reser's Fine Foods, Inc.* Case No. 37-2021-00013052-CU-OECTL, California

13 Superior Court, County of San Diego, Honorable Eddie C. Sturgeon presiding.

14 • *Reyes v. Imperial Sprinkler Supply, Inc.* Case No. 30-2020-01167748-CU-OE-CXC,

15 California Superior Court, County of Los Angeles, Honorable Peter Wilson presiding.

16 • *Zavala, et al. v. PLS Check Cashers, Inc.* Case No. 20STCV42586, California Superior

17 Court, County of Los Angeles, Honorable Elihu M. Berle presiding.

18 • *Paz v. Hill Brothers Chemical Company.* Case No. 20STCV48279, California Superior

19 Court, County of Los Angeles, Honorable Carolyn B. Kuhl presiding.

20 • *Garcia v. Inwesco Incorporated.* Case No. 20STCV46833, California Superior Court,

21 County of Los Angeles, Honorable Carolyn B. Kuhl presiding.

22 • *Guevara v. J&K Culver, LLC, et al.* Case No. 19STCV39951, California Superior Court,

23 County of Los Angeles, Honorable Elihu M. Berle presiding.

24 • *Hamilton v. Michael Kors Stores, Inc. et al.*, Case No. 19STCV37061, California

25 Superior Court, County of Los Angeles, Honorable Yvette M. Palazuelos presiding.

26 • *Arzooian v. A&M Administration, LLC, et al.* Case No. 21STCV05576, California

27 Superior Court, County of Los Angeles, Honorable Yvette M. Palazuelos presiding.

28 • *Santos, et al. v. Maruzen of America, Inc.*, Case No. 19STCV37662, California

1 Superior Court, County of Los Angeles, Honorable Kenneth R. Freeman presiding.

- 2 • *Schaffino v. M.O. Dion & Sons., Inc., et al.*, Case No. 20STCV38023, California

3 Superior Court, County of Los Angeles, Honorable Gail Killefer presiding.

- 4 • *Moreno v. Santa Paula Post Acute, LLC, et al.* Case No. 21STCV12533, California

5 Superior Court, County of Los Angeles, Honorable Carolyn Kuhl presiding.

- 6 • *Singer v. Desert Area Resources and Training*, Case No. BCV-21-101093, California

7 Superior Court, County of Kern, Honorable Thomas S. Clark presiding.

- 8 • *Clarizio v. Guard-Systems, Inc.*, Case No. 21STCV28667, California Superior Court,

9 County of Los Angeles, Honorable Armen Tamzarian presiding.

- 10 • *Guzman v. Freschco Painters, Inc.*, Case No. 21STCV04683, California Superior

11 Court, County of Los Angeles, Honorable Lawrence P. Riff presiding.

- 12 • *Koutny v. PAE Aviation and Technical Services, LLC*, Case No. 21C-0106, California

13 Superior Court, County of Kings, Honorable Melissa R. D’Morias presiding

- 14 • *Rodriguez v. Pacifica Trucks, LLC*, Case No. 20STCV37576, California Superior

15 Court, County of Los Angeles, Honorable Stuart Rice presiding.

- 16 • *Ramos v. AEGIS Treatment Centers, LLC*, Case No. 20STCV41429, California

17 Superior Court, County of Los Angeles, Honorable Carolyn B. Kuhl presiding.

- 18 • *Valdez v. Integrated Building Services, Inc.* Case No. 20STCV37793, California

19 Superior Court, County of Los Angeles, Honorable Elihu M. Berle presiding.

20 9. I have also settled matters on a “PAGA Only” basis for aggrieved employees in the
21 past, including in:

- 22 • *Flores v. Delta Apparel, Inc.*, Case No. BC641499, California Superior Court, County
23 of Los Angeles, Honorable Daniel J. Buckley, presiding.

- 24 • *Segura v. CJ Foods Service Holdings USA, LLC*, Case No. 19STCV24918, California
25 Superior Court, County of Los Angeles, Honorable Maureen Duffy-Lewis, presiding.

- 26 • *Sierra v. Nexem-Allied, LLC*, Case No. 20STCV11281, California Superior Court,
27 County of Los Angeles, Honorable Randolph M. Hammock, presiding.

- 28 • *Nodal v. Sodexo, Inc.*, Case No. 20STCV40601, California Superior Court, County of

1 Los Angeles, Honorable Lawrence Riff, presiding.

2 • *Cooper v. Lucas Health Partners*, Case No. 20STCV20050, California Superior Court,
3 County of Los Angeles, Honorable Maren Nelson, presiding.

4 • *Herrera v. Greystar Management, LP, et al.*, Case No. 37-2020-00009672-CU-OE-CTL,
5 California Superior Court, County of San Diego, Honorable Carolyn Caietti, presiding.

6 • *Slater v. Jo-Ann Stores, LLC.*, Case No. 21STCV18454, California Superior Court,
7 County of Los Angeles, Honorable Maurice A. Leiter, presiding;

8 • *Bolanos v. Canoga Park Heating & Air Conditioning, Co., Inc.*, Case No.
9 21STCV12674, California Superior Court, County of Los Angeles, Honorable Yolanda Orozco,
10 presiding.

11 • *Granados v. Cosmetic Ideas, Inc.* Case No. 21STCV10797, California Superior Court,
12 County of Los Angeles, Honorable Richard L. Fruin, presiding.

13 • *Ruano v. DPC Woodwork, Inc.* Case No. 21STCV00408, California Superior Court,
14 County of Los Angeles, Honorable Jon R. Takasugi presiding.

15 • *Tarin v. TPS Solutions, Inc.*, Case No. 21STCV07844, California Superior Court,
16 County of Los Angeles, Honorable Maren E. Nelson presiding.

17 10. I believe that I am sufficiently experienced and qualified to evaluate the Class
18 Members' claims and viability of Defendants' defenses.

19 **An Award of Attorneys' Fees as Requested is Appropriate Under the Lodestar Method**

20 11. I believe Class Counsel earned the requested fee in this matter, as this case was
21 vigorously litigated. Over 870 hours will have been expended by Bibiyan Law Group, P.C.'s
22 attorneys and staff to date.

23 12. To summarize Bibiyan Law Group's lodestar request, Bibiyan Law Group, P.C.
24 will have collectively worked approximately 873.2 hours. Class Counsel's hourly rate in this case
25 for David D. Bibiyan is \$1,000 per hour (approx. 153.7 hours); Jeffrey D. Klein is \$900 per hour
26 (approx. 191 hours); Diego Aviles is \$700 per hour (approx. 34.1 hours); Vedang J. Patel is \$550
27 per hour (approx. 75.2 hours); Joshua Shirian is \$475 per hour (approx. 66.5 hours); Henry Glitz
28 is \$450 per hour (approx. 35.5 hours); Sara Ehsani-Nia is \$400 per hour (approx. 63.2 hours); Iona

1 Levin is \$400 per hour (approx. 14.6 hours); Adam Lonner is \$350 per hour (approx. 12.3 hours);
2 Sara Keane is \$300 per hour (approx. 73.5.5 hours); Christopher Michail is \$300 per hour (approx.
3 54.9 hours); Blanca Chavez is \$300 per hour (approx. 43.8 hours) Paralegals are \$175 per hour
4 (approx. 18.5 hours); and Legal Assistants are \$75 per hour (approx. 9 hours).

5 13. At these hourly rates, this results in a total lodestar amount of \$540,500 for Bibiyan
6 Law Group, P.C. only.

7 **Costs Incurred by Class Counsel**

8 14. The itemized costs incurred by Bibiyan Law Group, P.C. in the above-referenced
9 matter total \$15,652.97.

10	(1) E-Filing and Messenger Fees	\$2,569.89
11	(2) LWDA Filing Fee	\$150.00
12	(3) CourtCall (VCourt)	\$121.40
13	(4) Expert Data Consulting Fees	\$5,490.00
14	(5) Mediation	\$12,500.00
15	(6) Service of Process	\$149.50
16	(7) Postage/FedEx	\$73.62
17	(8) Photocopies (371 x \$0.20)	\$371.00

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19 I declare under penalty of perjury under the laws of the state of California that the
20 foregoing is true and correct this 4th day of August 2023, at Beverly Hills, California.

21 *David D. Bibiyan*

22 David D. Bibiyan

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