

Benjamin H. Haber (SBN 315664)
benjamin.haber@wilshirelawfirm.com
 Daniel J. Kramer (SBN 314625)
daniel.kramer@wilshirelawfirm.com
 Chase M. Stern (SBN 290540)
chase.stern@wilshirelawfirm.com
 Alan Wilcox (SBN 287476)
alan.wilcox@wilshirelawfirm.com
WILSHIRE LAW FIRM, PLC
 660 S. Figueroa St., Sky Lobby
 Los Angeles, California 90017
 Telephone (213) 381-9988
 Facsimile: (213) 381-9989

Attorneys for Plaintiffs

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

RAUL MORALES REYES and MARIANO
 GUTIERREZ GAMA, individually, and on
 behalf of all others similarly situated,

Plaintiffs,

v.

GIUMARRA VINEYARDS CORPORATION,
 a California corporation; and DOES 1 through
 10, inclusive,

Defendants.

Case No.: BCV-21-102139

**CLASS AND REPRESENTATIVE
 ACTION**

*[Assigned for all purposes to: Hon. Gregory
 Puskamp, Dept. J]*

**DECLARATION OF MARIANO
 GUTIERREZ GAMA IN SUPPORT OF
 PLAINTIFFS' MOTION FOR FINAL
 APPROVAL OF CLASS ACTION
 SETTLEMENT**

FINAL APPROVAL HEARING

Date: November 20, 2025
 Time: 8:30 am
 Dept: J

Complaint filed: September 10, 2021
 FAC filed: March 25, 2024
 Trial date: Not set

I, Mariano Gutierrez Gama, declare as follows:

1. I have personal knowledge of the facts set forth in this declaration and could and would competently testify to them under oath if called as a witness. I submit this declaration in support of my Motion for Final Approval of Class Action Settlement.

Risks, Both Financial and Otherwise, Faced in Bringing the Suit

2. When I decided to become involved in this lawsuit as a class representative on behalf of other employees of Defendant Giumarra Vineyards Corporation (“Defendant”). I understood that I was not only seeking unpaid wages and penalties on behalf of myself, but also for other employees who worked for Defendant, and that by doing so, I would be delaying more immediate recovery available to me through the Labor Commissioner’s office.

3. I was also made aware that being a class representative in an action filed on behalf of others would subject me to a stigma that is sometimes associated with those who bring these kinds of lawsuits. I was aware that, as a class representative, I might be responsible for some or all of Defendant’s legal costs if the case was not successfully concluded. Even with knowledge of these risks, I was willing to go forward and to act on behalf of the other employees, but I was nervous about losing and having a judgment filed against me for costs or losing job opportunities in the future.

4. I understood that there were risks involved in class and representative action lawsuits. I understood that the lawsuit could continue for several years and require my services and attention throughout the entire length of the lawsuit. I learned that even if we won at trial, the case could be further delayed by appeals.

Notoriety and Personal Difficulties Encountered

5. As a named plaintiff, I am the face of the litigation. Additionally, the class notice that was mailed in this case was sent to over 4,947 current and former employees of Defendant. The notice informed all of these employees that I filed a class action against Defendant. Exposing myself to this kind of publicity creates a risk for my future career prospects, since current and former employees of Defendant may move to different companies within the service industry or may know people at other companies within the service industry who may not want to hire someone who sued their employer.

Amount of Time and Effort Spent and Duration of the Litigation

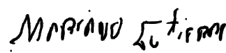
6. I have spent a substantial amount of time and effort on this litigation. My work on this case has included, among other things, gathering and providing my payroll records, discussing potential witnesses, reviewing discovery information and data, and participating in settlement discussions. After mediation, I remained actively involved by reviewing the settlement papers and regularly contacted my counsel for updates. I estimate that since I retained my counsel in July 2021, I have spent approximately 40 hours on the activities described above.

Personal Benefit Received as a Result of the Litigation

7. Absent the requested service payment, the personal benefit I will receive is the same as all other employees. But unlike the other employees, I have signed a general release of Defendant. The other employees are only releasing the wage and hour claims asserted in the lawsuit.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on 10/28/2025, at Bakersfield, California.

Firmado por:



87AC23C758E24DE...

Mariano Gutierrez Gama

PROOF OF SERVICE

Morales v. Giumarra Vineyards Corporation., et al.
BCV-21-102139

STATE OF CALIFORNIA)
) ss
COUNTY OF LOS KERN)

I, Rebecca Padilla, state that I am employed in the aforesaid County, State of California; I am over the age of eighteen years and not a party to the within action; my business address is 660 S. Figueroa St, Sky Lobby, Los Angeles, California 90017. My electronic service address is rebecca.padilla@wilshirelawfirm.com.

On October 28, 2025, I served the foregoing **DECLARATION OF MARIANO GUTIERREZ GAMA IN SUPPORT OF FINAL APPROVAL OF CLASS ACTION SETTLEMENT**, on the interested parties by placing a true copy thereof, enclosed in a sealed envelope by following one of the methods of service as follows:

Ian B. Wieland (SBN 285721)
ian@sw2law.com
Michael J. Conway (SBN 322030)
mikec@sw2law.com
Tristan Matthews
tristan@sw2law.com
Stephanie Garcia
stephanie@sw2law.com
SAGASER, WATKINS & WIELAND PC
5260 N. Palm A venue, Suite 400
Fresno, California 93 704
Telephone: (559) 421-7000
Facsimile: (559) 473-1483

Attorneys for Defendant

(X) **BY E-MAIL:** I hereby certify that this document was served from Los Angeles, California, by e-mail delivery on the parties listed herein at their most recent known email address or e-mail of record in this action.

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

Executed on October 28, 2025, at Los Angeles, California.



Rebecca Padilla