

Galen T. Shimoda (Cal. State Bar No. 226752)
Justin P. Rodriguez (Cal. State Bar No. 278275)
Renald Konini (Cal. State Bar No. 312080)
Shimoda & Rodriguez Law, PC
9401 East Stockton Boulevard, Suite 120
Elk Grove, CA 95624
Telephone: (916) 525-0716
Facsimile: (916) 760-3733

Attorneys for Plaintiff JENIFER FISHER
individually and on behalf of similarly situated employees

**SUPERIOR COURT OF CALIFORNIA
FOR THE COUNTY OF SHASTA**

JENIFER FISHER, individually and on behalf
of all other similarly situated employees,

Plaintiff,

vs.

SHASCADE COMMUNITY SERVICES,
INC., a California Corporation; and DOES 1 to
100, inclusive,

Defendants.

Case No. CVCV21-0198378

*Assigned for All Purposes to Hon. Tamara L.
Wood, Department 8*

**DECLARATION OF JENIFER FISHER IN
SUPPORT OF PLAINTIFF'S MOTION TO
APPROVE PRIVATE ATTORNEYS
GENERAL ACT SETTLEMENT; DISMISS
CLASS CLAIMS WITHOUT PREJUDICE,
PAGA CLAIMS AND INDIVIDUAL CLAIM
WITH PREJUDICE**

Date: August 28, 2023

Time: 8:30 a.m.

Dept.: 8

Judge: Hon. Tamara L. Wood

Filed: October 15, 2021

FAC Filed: January 20, 2022

SAC Filed: July 21, 2022

Trial Date: None Set

1 I, Jenifer Fisher, declare:

2 1. I am a competent adult, I have personal knowledge of the facts set forth in this
3 declaration, and I am making this declaration on behalf of myself, as a named plaintiff, and in support
4 of Plaintiff's Motion To Approve Private Attorneys General Act Settlement And Dismiss Class Claims
5 Without Prejudice.

6 2. I worked for Defendant Shascade Community Services, Inc. ("Defendant") from
7 approximately April 2006 to August 5, 2021, as a non-exempt employee. I was subject to all of
8 Defendant's policies and practices that have been alleged as unlawful in the complaint and the notice
9 sent to the Labor and Workforce Development Agency ("LWDA"), including the following: failure to
10 pay minimum wages, failure to pay overtime wages, failure to provide meal and rest periods or pay
11 premiums in lieu thereof, failure to provide accurate wage statements, failure to timely pay final wages,
12 and failure to reimburse expenses.

13 3. I have actively participated in the litigation of this case for the benefit of Aggrieved
14 Employees and the LWDA. Prior to obtaining an attorney, I performed several hours of research
15 trying to find a quality attorney to handle the claims. I also performed several hours of research on the
16 potential claims, so I could be sure I could have an informed discussion with the attorneys about the
17 claims and have a better idea of what to expect in litigation and how to help the case proceed. After
18 securing Shimoda & Rodriguez Law, PC, I continued to be actively involved in the case to help ensure
19 a positive outcome.

20 4. My attorneys explained to me the risks and benefits of bringing a representative claim
21 under the Private Attorneys General Act ("PAGA"). I understood that pursuing the case as a
22 representative action meant that it would take substantially longer than pursuing individual claims and
23 that the PAGA claims being pursued were for civil penalties. I understood that I risked getting nothing
24 in the end, but I believed it was important to make sure that Defendant followed the law for everyone. I
25 understood that I took on the risk, both professionally and financially, in pursuing the case as a
26 representative action rather than pursuing my claims individually. As the named representative, I also
27 took on the risk of having to pay Defendant's costs if we were unsuccessful in bringing our claims.
28

1 5. During the course of this litigation, I have given detailed accounts of all the facts related
2 to my employment. I provided my attorneys with extensive documentation that I believe supported the
3 claims brought against Defendant. I met with and assisted my attorneys in understanding these
4 documents and providing context for Defendant's payroll process as it applied to me and how I believed
5 it applied to Defendant's other employees. I worked for Defendant for more than fifteen (15) years and
6 during my employment I worked at different job sites, so I was able to discuss the similarities of the
7 wage and hour policies and practices among all Aggrieved Employees.

8 6. The work I performed for this case included an extensive review of documents and
9 payroll practices to show and explain to my attorneys what was happening and why I thought it was
10 unlawful. For example, I searched for and reviewed an extensive amount of documents and text
11 messages to show and explain to my attorneys what was happening and why certain practices were
12 unlawful. I helped review and explain to my attorneys' different documents such as payroll documents,
13 policies, employee handbook, texts, and timesheets. Also, I explained to my attorneys the work
14 schedules and nature of the work. In addition, I answered an extensive amount of questions and
15 provided many documents including text messages and phone bills during many rounds of formal
16 discovery. Moreover, I spent a considerable amount of time preparing for my deposition with my
17 attorneys and spent one whole day testifying at my deposition. I reviewed a substantial number of
18 documents to help reconstruct the timeline and facts consistent with our allegations. I also spent a
19 substantial amount of time identifying and speaking to potential witnesses who could speak to my
20 attorneys to give their own insights and provide declarations. Overall, I have spent an enormous
21 amount of time assisting in the prosecution of this case.

22 7. I participated in the negotiations and settlement discussions in this case, including
23 participating in mediation by phone, speaking with my attorneys to answer questions, provide any
24 additional information needed to assist the negotiations, and discussing the potential terms of the
25 Agreement to evaluate its adequacy. Throughout the course of this litigation, I have asked questions
26 when I needed clarification about various aspects of this case to make sure there were continually steps
27 taken to advance the interests of the Aggrieved Employees and the LWDA.
28

1 8. I have entered into a separate individual settlement agreement with Defendant, waiving
2 all my individual claims, including a Civil Code section 1542 waiver, for payment of \$15,000. No
3 other Aggrieved Employees or putative class members are waiving their individual claims.

4 9. I have reviewed the Private Attorneys General Act Settlement, discussed the terms with
5 my attorneys, and asked my attorney any questions I had. I believe the terms of the Settlement and
6 allocations are fair and reasonable given the facts of the case.

7 I declare under penalty of perjury under the laws of the State of California that the foregoing is
8 true and correct. Executed on August 1, 2023, in Redding, California.

DocuSigned by:



7A67723A8FE64F3...

Jenifer Fisher