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SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF CONTRA COSTA

LILIAM URRUTIA and VANESSA
DORANTEZ GALICIA, as aggrieved employees
pursuant to the Private Attorneys General Act
("PAGA"), on behalf of the State of California
and other aggrieved employees,

Plaintiffs,

vs.

SHAHS OF SHIRAZ, INC., a California
corporation; BUNCH OF BULL, INC., a
California corporation; CENTRAL VALLEY
FAST FOODS, INC., a California corporation;
EUREKA FAST FOODS CORP., a California
corporation; EUREKA FORTUNE, INC., a
California corporation; QSR WEST, INC., a
California corporation; QSR WEST BUILDING,
INC., a California corporation; QSR WEST
BUILDING, LLC, a California limited liability
company; QSR WEST DEVELOPMENT ONE,
INC., a California corporation; QSR WEST
DEVELOPMENT, LLC, a California limited
liability company; and DOES 1 through 10,
inclusive,

Defendants.

Case No. MSC21-01804

Assigned to the Hon. Charles S. Treat

**DECLARATION OF LILIAM URRUTIA IN
SUPPORT OF MOTION FOR COURT
APPROVAL OF THE PAGA SETTLEMENT**

Date: TBD
Time: TBD
Place: Department 12

Complaint Filed: August 30, 2021

DECLARATION OF LILIAM URRUTIA

I, Liliam Urrutia, hereby declare as follows:

1. I am over eighteen years old and unless the context indicates otherwise, I have personal knowledge of the following facts and if called as a witness, I could and would testify competently to them.

I am a named plaintiff in the above-captioned action.

2. I make this declaration in support of the Motion for Court Approval of the Parties' PAGA Settlement.

3. I was employed by Defendants at their Burger King restaurant in Pleasant Hill, California as a Cook (a non-exempt position) from approximately March 2020 to March 2021.

4. I decided to file this lawsuit because I had a number of grievances against Defendants stemming from their labor policies. These grievances are set forth in detail in the operative Complaint and my letter to California Labor and Workforce Development Agency ("LWDA").

5. Prior to filing the action, my attorneys and I had multiple conferences about the factual bases for the claims that I wanted to pursue against Defendants.¹

6. During those conferences, my attorneys provided me with an overview of how those claims would be litigated and generally educated me about the nature of complex/representative litigation and my role as the representative Plaintiff.

7. After retaining my attorneys, I spent considerable time on the phone discussing the facts of my case with my attorneys.

8. I discussed the facts related to my employment with Defendants, including discussing my job duties and responsibilities, my job position, the hours and days I worked, and how I was compensated.

9. My attorneys provided me with a draft of the Complaint for my review and approval. I closely reviewed the Complaint to ensure accuracy and completeness.

10. Following the filing of the Complaint, I collaborated with my attorneys on the prosecution of my claims, and I regularly contacted my attorneys to stay current on the status of the litigation, and to

¹ Although the preservation of my attorney-client privilege requires that I refrain from revealing the specifics of my communications with my attorneys, I understand that the privilege is not waived by stating generally the matters that I have discussed with my attorneys.

1 discuss my attorneys' progress in prosecuting the claims.

2 11. I have worked to the best of my ability to prosecute this action on behalf of the LWDA,
3 always considering the interests of the LWDA just as I would consider my own interests.

4 12. I believe PAGA actions are an important tool to assure compliance with the Labor Code.

5 13. When I agreed to represent the LWDA as a deputized private attorney general, I
6 understood it was my duty to be readily available and to participate actively in this case.

7 14. I knew that I would be required to review documents, search for documents and produce
8 them to my attorneys, answer written questions, potentially answer oral questions and testify truthfully
9 under oath, and be available to appear in court, if necessary.

10 15. I understood that I needed to maintain awareness of the status and progress of the lawsuit.

11 16. Since initiating this lawsuit until now, I have kept aware of the status of the lawsuit and
12 provided my attorneys with information used by them in the litigation.

13 17. I have carefully reviewed the terms of the proposed settlement. My attorneys explained
14 the specifics of how the settlement would work.

15 18. I accepted the settlement only after I had spent time evaluating the proposed outcome to
16 assure that it was fair.

17 19. Based on my attorneys' evaluation and recommendation, and my own review, I believe
18 the settlement is fair and reasonable in light of PAGA's policies and purposes.

19 20. In summary, over the course of this litigation I have spent a significant amount of time
20 conferring and working with my attorneys on the prosecution of my claims and evaluating the settlement
21 and related documents.

22 21. I estimate that I have spent between 25 and 35 hours assisting my attorneys in the
23 prosecution of this lawsuit.

24 22. Throughout this case, I have not sought individual benefits from the lawsuit. Rather, I
25 maintained this lawsuit because I wanted to hold Defendants accountable for their unlawful conduct.

26 23. I believe that I have fulfilled my responsibilities, and I will continue to fulfill those
27 responsibilities, to the best of my ability, until the conclusion of the case.

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I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on [Date] 3/9/2023, at [City] Concord, California.

DECLARATION OF LILIAM URRUTIA IN SUPPORT OF MOTION FOR COURT APPROVAL OF THE PAGA SETTLEMENT