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Attorneys for Plaintiffs
Mirian Marroquin, et al.

SUPERIOR COURT OF CALIFORNIA

COUNTY OF SANTA CLARA

MIRIAN MARROQUIN, HUMBERTO
MORALES, on behalf of themselves and all
similarly situated individuals,

Plaintiffs,

v.

TELEFÈRIC BARCELONA PA, LLC, and
DOES 1 to 100,

Defendants.

CASE NO. 21CV388821

**DECLARATION OF ADAM ROSE IN
SUPPORT OF MOTION FOR FINAL
APPROVAL**

Date: April 13, 2023
Dept: 1
Time: 1:30 p.m.

1 I, Adam Rose, declare the following:

2 1. I am one of the attorneys representing the plaintiffs in this matter. I have personal
3 knowledge of the facts in this declaration, and if called on to testify about the facts I would
4 competently do so.

5 2. This settlement was reached after two settlement conference sessions with Hon.
6 Judge Patricia Lucas; the first was in person and the second was by Zoom. Both plaintiffs
7 also participated in these settlement conferences.

8 3. Frontier Law Center took this case on a contingency basis. Further, the costs
9 advanced were roughly \$8,350; this figure is higher than the projected \$5,000 since it
10 includes all the expert's work.

11 4. In my opinion, and based on the arguments in the motion for final approval, I believe
12 the settlement is in the best interest of the class, and aggrieved employees, given the risks
13 that were posed.

14 4. Further, I estimate that each of the plaintiffs/class representative spent about 20
15 hours each on this case, including participating the ADR sessions, answering questions in
16 preparation for ADR and the case in general, and submitting declarations in conjunction
17 with the motion for preliminary approval.

18 5. My billing rate for this action is \$750 per hour. This is based on the fact that I have
19 settled about 250 individual employment law cases, and I have also handled the following
20 class actions from start to finish: *Ramirez v. Arevalo Landscaping*, Los Angeles Superior
21 Court case number BC397109; *Friedrich v. La Vaquita Corp.*, Los Angeles Superior Court
22 case number BC564432; *Carvalho v. Staff Pro*, Alameda County Superior Court case
23 number RG16812554; *Hart v. Marriott International, Inc.*, United States District Court
24 case number 8:17-cv-2021-JVS; *Cole v. Saucey, Inc.*, Los Angeles Superior Court case
25 number BC707895; *Rowe v. Laura Geller Beauty, LLC*, United States Bankruptcy Court
26 case number 1:18-bk-14102-MEW (New York); *Rowe v. Ulta Salon, Beauty, and*
27 *Cosmetics, LLC*, Sacramento Superior Court case number 34-2019-00267231, *Luna et al. v.*
28 *Triple Canopy, Inc.*, Santa Clara Superior Court case number 19CV345169, *Smith v.*

1 *Budget Rent A Car System, Inc.*, United States District Court case number 2:19-cv-4720-
2 SVW, *Shrum v. Sacramento Elite Patrol, Inc.*, Sacramento Superior Court case number 34-
3 2019-002767231, *Morris v. Blue Mountain Enterprises, LLC*, Solano County Superior
4 Court case number FCS035858, *Lopez v. Mac Arthur Co.*, Riverside County Superior Court
5 case number RIC1905043, *Diaz v. Marriott International, Inc.*, San Diego Superior Court
6 case number 37-2019-00044740, *Castellanos et al. v. Southwest Patrol, Inc.*, San Diego
7 Superior Court case number 37-2020-00024905, *Inacio v. Land O' Lakes*, Merced Superior
8 Court case number 19CV-04520, and *GSG Wage and Hour Cases*, San Diego Superior
9 Court case number JCCP5055.

10 6. I actively participated in and helped finalize class action settlements in the
11 following: *Arya Security Services Cases*, Orange County Superior Court case number
12 JCCP4991, *Allen v. Caine & Weiner*, Los Angeles Superior Court case number BC465806,
13 *Terry v. SHAC, LLC dba Sapphire*, Eighth Judicial District of Nevada case number A-09-
14 602800-C, *Carter v. Fantasy Castle*, Los Angeles Superior Court case number BC433666,
15 *Blunt v. Valley Ball Cabaret*, Los Angeles Superior Court case number BC380265,
16 *Lawrenz, et al. v. Blacktalon Enterprises, Inc., et al.*, Sacramento Superior Court case
17 number 34-2019-00267748, and *Stricklin, et al. v. First Alarm Security & Patrol, Inc.*,
18 Santa Clara Superior Court case number 18CV323753.

19 7. I also helped to obtain class certification for *Van Bebber v. Dignity Health*, United
20 States District Court case number 1:19-cv-00264, and I obtained FLSA conditional
21 certification in *Aguilar v. American Paragon Protective Services*, JAMS case number
22 1110026768. Further, I obtained FLSA certification and finalized a settlement involving
23 over 300 opt-ins in *Desio v. Russell Road Food & Beverage*, United States District Court
24 case number 2:15-1440-GMN (Nevada).

25 8. I have handled and finalized settlements on the following PAGA cases: *McAfee v.*
26 *Chief Protective Services*, Riverside County Superior Court case number RIC1721984, *Hall*
27 *v. Pirch, Inc.*, San Diego Superior Court case number 37-2016-00036606, *Green v.*
28 *American Guard*, Los Angeles Superior Court case number BC688437,

1 *Hernandez v. Contemporary Services Corp.*, Los Angeles Superior Court case number
2 BC684206, *McNeal v. Platinum Security Services*, Los Angeles Superior Court case
3 number 19STCV05709, *Cruz v. Holder Construction Group, LLC*, Santa Clara Superior
4 Court case number 19CV341862, *Nunes v. Westmont Living*, San Luis Obispo Superior
5 Court case number 19CV-0935, *Gibson v. Swift Transportation Co.*, United States District
6 Court case number 5:20-cv-00318-ODW, *Katabyan v. Awesome Doughnut*, Los
7 Angeles Superior Court case number 20STCV19903, *Dawkins v. Secure MD Professionals*
8 – *California, PC*, Fresno Superior Court case number 21CECG00039, and *Ayoub v. Harry*
9 *Winston, Inc.*, United States District Court case number 4:21-cv-01599-JST.

10 10. Thus, the requested attorney fees of \$52,500 is supported, as well as the requested
11 case costs of \$8,350.

12 11. I uploaded a copy of the settlement agreement and the related motion for final
13 approval paperwork to the LWDA website concurrent with filing this motion.

14 12. I will be supplementing this declaration with detailed time sheets and an itemization
15 of case costs.

16 13. Based on the above and the arguments in the motion, I respectfully request the court
17 to grant the motion for final approval.

18
19 I declare under penalty of perjury under the laws of the State of California that the
20 foregoing is true and correct.

21 Date: March 17, 2023

/s/ Adam Rose