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Attorneys for Plaintiff, the Class, and Aggrieved Employees

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SACRAMENTO

JOHN COOK, individually and on behalf of all
others similarly situated,

Plaintiff,

vs.

APPLE INC., a California corporation; and DOES
1 through 50, inclusive,

Defendants.

Case No. 34-2021-00311177-CU-OE-GDS

(Assigned to the Hon. Lauri A. Damrell, Dept. 28)

**DECLARATION OF JOHN COOK IN
SUPPORT OF PLAINTIFF'S MOTION FOR
PRELIMINARY APPROVAL OF CLASS
ACTION SETTLEMENT**

Date: September 1, 2023

Time: 9:00 a.m.

Dept.: 28

Reservation No. A-311177-001

Complaint Filed: November 17, 2021

FAC Filed: May 18, 2023

Trial Date: Not Set

DECLARATION OF JOHN COOK

I, John Cook, declare as follows:

1. I am an individual over the age of 18. I am the named plaintiff in the above-reference action. I have personal knowledge of the facts set forth below and if called to testify I could and would do so competently.

2. I was employed by Defendant Apple Inc. ("Defendant") as a Facility Maintenance Worker from about 2012 until this year. I work as an hourly, non-exempt employee.

3. Throughout my employment, the wage statements issued to me by Defendant did not identify the correct total hours worked whenever overtime wages were paid. Instead, whenever overtime wages were paid, the wage statements displayed a total hours worked figure that was less than the actual number of hours worked.

4. I understand that this action was brought on behalf of all other employees in the State of California, and that I am acting as a representative for the Class. As a Class Representative, I understand that it is my responsibility to act in the best interests of the Class and not my own. I agree that I will not put my own interests ahead of that of the Class. Moreover, I am not aware of any conflicts that exist between my interests and the interests of the Class that would impair or affect my ability to serve as representative for the Class.

5. I have and continue to be willing to assist in the investigation of this matter, including meeting and discussing the case with my attorneys, providing any necessary information and documents, making myself available for trial or any further proceedings in this matter as required to represent the interests of the Class. I also understand my duties and responsibilities to the proposed Class and will carry out those duties as necessary.

6. I have reviewed the Joint Stipulation of Class and Representative Action Settlement ("Settlement Agreement") and discussed its terms with my attorneys. Based on the information provided, I believe the settlement to be fair, adequate, and reasonable for myself and for the entire Class.

7. I have received a separate payment from Defendant in return for my resignation. I did not allege any individual claims against Defendant in the operative Complaint or any other lawsuit. I

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

DocuSigned by:
John Cook
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