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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. 22)

**DECLARATION OF LARRY W. LEE IN
SUPPORT OF PLAINTIFF'S MOTION FOR
FINAL APPROVAL OF CLASS ACTION
SETTLEMENT**

Date: March 29, 2024

Time: 9:00 a.m.

Dept.: 22

Complaint Filed: November 17, 2021

FAC Filed: May 18, 2023

Trial Date: Not Set

DECLARATION OF LARRY W. LEE

I, Larry W. Lee, declare as follows:

1. I am an attorney at law, duly licensed to practice before all Courts in the State of California, and am with the law firm Diversity Law Group, counsel of record for Plaintiff John Cook ("Plaintiff"). I have personal knowledge of the facts set forth below and if called to testify I could and would do so competently.

2. The Class Notice provided Class Members with my office's contact information, where they could further seek information regarding the settlement, leave questions for the Settlement Administrator, and update their address.

3. There were no objections to the amount of attorney's fees or litigation costs that Class Counsel seek in this case and for which Plaintiff asks the Court for final approval.

4. The Joint Stipulation of Class Action and PAGA Settlement was the product of negotiation between highly able and experienced attorneys on both sides who possessed the relevant data and legal research which they had carefully analyzed. Class Counsel engaged in extensive factual investigation before settling, including reviewing class data. This allowed Plaintiff to conduct a full damage analysis.

5. The settlement in the case at bar warrants approval and carries a presumption of fairness. As previously noted in the application for preliminary approval, this current settlement was negotiated at arm's length. I support the settlement as fair, reasonable, and adequate, and in the best interest of the Settlement Class Members as a whole.

6. I have been approved as class counsel in numerous other wage/hour class actions that have been granted class certification and final approval.

7. I am one of the primary attorneys on this matter. My qualifications are as follows: I received my J.D. from Arizona State University College of Law in 2003. During law school, I was a summer associate at the law firm of Brobeck, Phleger & Harrison. I graduated cum laude from Arizona State University College of Law in the top 10% of my class. While I was in law school, I was the Associate Managing Editor of the Arizona State University College of Law, Law Journal. Upon graduation, I practiced law as an associate at the Los Angeles County offices of Ogletree

1 Deakins Nash Smoak & Stewart, P.C., a national employment defense law firm that represents a
2 significant number of Fortune 500 companies.

3 8. My firm's primary focus is employment law. I have handled a number of wage and
4 hour matters including class actions and multiple-plaintiff actions. I have a practice that encompasses
5 cases throughout the State of California, including but not limited to the Los Angeles Superior
6 Courts, the Orange County Superior Courts, the San Francisco County Superior Courts, the San
7 Diego County Superior Courts, and the United States District Courts for the Central, Eastern,
8 Northern, and Southern Districts of California.

9 9. I have been named as class counsel in a number of class actions that have been granted
10 final approval by the Superior Courts of Los Angeles County, Orange County, San Francisco County,
11 Alameda County, Contra Costa County, Monterey County, San Bernardino County, Santa Clara
12 County, Sonoma County, and other counties, as well as the United States District Court for the
13 Central, Eastern, and Northern Districts of California, including but not limited to the following class
14 actions: *Chan Lanier v. Citigroup, Inc. et al.*, San Francisco Superior Court Case No. CGC-05-
15 445143; *Naqvi v. Acoustic Home Loans et al.*, Orange County Superior Court Case No. 05CC00263;
16 *Ortega v. AIG*, Central District of California Case No. CV 06-0196-RSWL (PJWx); *Universal*
17 *Protection Overtime Cases*, Orange County Superior Court, Judicial Council Coordination
18 Proceeding No. 4480; *Hernandez v. CVS Corp. et al.*, Judicial Council Coordination Proceeding No.
19 4539; *Padilla v. Safeway*, San Benito County Superior Court Case No. CU-16-00182; *Valles v.*
20 *Community Hospital of the Monterey Peninsula*, Monterey County Superior Court Case No.
21 17CV003452; *DirecTv Wage and Hour Cases*, Santa Clara Superior Court Judicial Council
22 Coordination Proceeding No. 4850; *Perez v. Standard Drywall, Inc.*, Alameda County Superior
23 Court Case No. RG15761142; and *Davis v. Nugget Market, Inc.*, Yolo County Superior Court Case
24 No. CV-18-558.

25 10. To date, I have incurred approximately 12 hours in the prosecution of this matter, with
26 an hourly rate of \$900.00 per hour. The total lodestar for my hours will be approximately **\$10,800.00**
27 Attached as **Exhibit A** is a summary of my hours and tasks on this matter.

28 11. Since at least 2020, I have been approved at an hourly rate of \$750.00 per hour by

1 various courts. Examples of these courts include the following cases: *Hernandez v. Wells Fargo*
2 *Bank*, Santa Clara County Superior Court Case No. 16CV299319; *Carrillo v. New Balance Athletics,*
3 *Inc.*, Santa Clara County Superior Court Case No. 19CV352469; *Ramirez v. Walgreen Co.*, United
4 States District Court, Northern District of California Case No. 18-cv-03921-EJD; *Chavez v.*
5 *Converse, Inc.*, United States District Court, Northern District of California Case No. 15-cv-03746-
6 NC; *Foster v. Schindler Elevator Corporation*, Alameda County Superior Court Case No.
7 RG19029640; *Foaad Hanna v. Equinix, LLC*, Santa Clara County Superior Court Case No.
8 18CV339365; *Alicia Harris v. 24 Seven LLC*, Los Angeles County Superior Court Case No.
9 BC720144; *Mary Della Maggiora v. Watsonville Community Hospital*, Santa Cruz County Superior
10 Court Case No. 18CV00191; *Pittman v. Martinez Steel Corporation*, San Bernardino County
11 Superior Court Case No. CIVDS1823132; *Michael Randolph v. Pacific Racing Association*, Alameda
12 County Superior Court Case No. RG18908139; *Markham v. Quik Stop Markets, Inc.*, Santa Clara
13 Superior Court Case No. 19CV341582; *Siron v. Raypak, Inc.*, Ventura Superior Court Case No. 56-
14 2019-005279959-CU-OE-VTA; *Carter v. Kline Services, Inc.*, San Bernardino Superior Court Case
15 No. CIVDS1828867; and *Prexxie Pascual and Arturo Fonseca v. Satellite Healthcare, Inc.*, Santa
16 Clara Superior Court Case No. 19CV345211.

17 12. I was approved at an hourly rate of \$800.00 per hour in *Martinez and Acosta v. City of*
18 *Hope National Medical Center, et al.*, San Bernardino County Superior Court Case No.
19 CIVDS2015729; *Jaime Moen v. Genentech, Inc.*, San Diego County Superior Court Case No. 37-
20 2021-00008619-CU-OE-CTL; *Murray v. Granite Wellness Centers et al.*, Nevada County Superior
21 Court Case No. CU20-084680; *Smith, et al. v. Clean Harbors Environmental Services, Inc.*,
22 Sacramento County Superior Court Case No. 34-2021-00292526; *Correa et al. v. FedEx Supply*
23 *Chain, Inc.*, San Bernardino County Superior Court Case No. CIVDS2023369; *Meguro v. Silicon*
24 *Valley Bank*, Santa Clara County Superior Court Case No. 20CV369854; and *Linaki v. Genji Pacific,*
25 *LLC*, Alameda County Superior Court Case No. RG20074795. Additionally, I have been approved
26 at an hourly rate of \$850.00 by various courts in a number of matters, including most recently in
27 *Audycki v. Stanford Health Care*, Santa Clara Superior Court Case No. 19CV347173 and *Palomino v.*
28 *Northrop Grumman Systems Corporation*, Santa Clara Superior Court Case No. 19CV345534.

13. As of January 1, 2024, my hourly rate for class and representative actions increased to \$900.00 per hour. I was approved at an hourly rate of \$900.00 in *Jordan v. Mondelez Global LLC*, San Bernardino County Case No. CIVSB2202758.

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

Executed on this 7th day of March 2024, at Los Angeles, California.


Larry W. Lee

EXHIBIT A

John Cook v. Apple, Inc.
Larry W. Lee Time and Task Chart

Hours	Description of Work
1.3	Review and edit Complaint.
.8	Review data produced by Defendant and perform damages analysis.
3.8	Review and edit mediation brief.
1.7	Review and edit settlement agreement.
2.5	Review and edit Motion for Preliminary Approval.
1.9	Review and edit Motion for Final Approval.
12.0	TOTAL HOURS