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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 WILLIAM L. MARDER
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

1 **DECLARATION OF WILLIAM L. MARDER**

2 I, William L. Marder, hereby declare and state as follows:

3 1. I am an attorney at law duly admitted to practice before all courts in the State of
4 California and am a partner of the law firm of the Polaris Law Group, one of the attorneys of record
5 for Plaintiff John Cook (“Plaintiff”), in the above-entitled action. I have personal knowledge of the
6 matters set forth herein, and if called upon as a witness to testify thereto, I could and would
7 competently do so.

8 2. I support the settlement as fair, reasonable and adequate, and in the best interest of the
9 Class Members as a whole.

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

12 4. I graduated from UCLA Law School in 1993 and was admitted to the California Bar in
13 1994. Since that time, I have acquired substantial experience in employment litigation. I have
14 represented both plaintiffs and defendants. I estimate that I have handled more than 300 employment
15 cases, litigating cases in state and federal courts.

16 5. I have defended large institutional employers in employment cases. From 1995-1997,
17 as an associate at Bolling, Walter & Gawthrop in Sacramento, I represented the City of Sacramento,
18 Yolo County, the City of Davis, Solano County, and other employers in employment litigation in
19 state and federal courts.

20 6. From 1997-2000, I served as a Deputy County Counsel in San Benito, handling all of
21 its employment matters. These matters include advising the county on compliance with wage and
22 hour laws, arbitrations, and litigation.

23 7. From 2002-2006, I was a partner at Paxton O’Brien, LLP in Hollister, an AV rated
24 firm, where I represented numerous plaintiffs and defendants in employment lawsuits.

25 8. In 2006, I co-founded the Polaris Law Group where I spend most of my time handling
26 employment cases. I primarily represent employees.

27 9. I have been the sole trial attorney in two jury trials in which I represented a plaintiff
28 who prevailed on wrongful termination claims brought pursuant to the California Fair Employment

1 & Housing Act, California Government § 12900 *et seq.* These three cases are: *Gamayo v. Drobny*
2 *Law Offices*, Sacramento Superior Court Case No.: 34-2008-00005372CU; and *Cherub Berlanga v.*
3 *Willow Grove School District*, San Benito County Superior Case No.: CU-09-00100.

4 10. I have been the sole trial attorney in two court trials in which I represented plaintiffs
5 who prevailed on wage and hour claims. These cases are: *Smith v. Joyce*, Monterey County Superior
6 Court Case No.: M74334; and *Nava v. Rodriguez*, San Benito County Superior Court Case No.: CU-
7 08-00022.

8 11. I have also been approved as class counsel in numerous cases including *Sison v.*
9 *Headway Technologies*, Case No. 1-13-CV-254591 and *Barrera v. Home Depot*, Northern District of
10 California Case No. C 12 5199 LHK.

11 12. To date, I have incurred approximately 14.1 hours in the prosecution of this matter,
12 with an hourly rate of \$900.00 per hour. The total lodestar for my hours will be approximately
13 \$12,690.00. Attached as **Exhibit A** is a summary of my hours and tasks on this matter.

14 13. Since at least 2020, I have been approved at an hourly rate of \$750.00 per hour by
15 various Courts. Examples of these Courts include the following cases: *Hernandez v. Wells Fargo*
16 *Bank*, Santa Clara County Superior Court Case No. 16CV299319, *Carrillo v. New Balance Athletics,*
17 *Inc.*, Santa Clara County Superior Court Case No. 19CV352469; *Ramirez v. Walgreen Co.*, United
18 States District Court, Northern District of California Case No. 18-cv-03921-EJD, *Chavez v.*
19 *Converse, Inc.*, United States District Court, Northern District of California Case No. 15-cv-03746-
20 NC; *Foster v. Schindler Elevator Corporation*, Alameda County Superior Court Case No.
21 RG19029640; *Foaad Hanna v. Equinix, LLC*, Santa Clara County Superior Court Case No.
22 18CV339365; *Alicia Harris v. 24 Seven LLC*, Los Angeles County Superior Court Case No.
23 BC720144; *Mary Della Maggiora v. Watsonville Community Hospital*, Santa Cruz County Superior
24 Court Case No. 18CV00191; *Pittman v. Martinez Steel Corporation*, San Bernardino County
25 Superior Court Case No. CIVDS1823132; *Michael Randolph v. Pacific Racing Association*, Alameda
26 County Superior Court Case No. RG18908139; *Markham v. Quik Stop Markets, Inc.*, Santa Clara
27 County Superior Court Case No. 19CV341582; *Siron v. Raypak, Inc.*, Ventura County Superior Court
28 Case No. 56-2019-005279959-CU-OE-VTA; *Carter v. Kline Services, Inc.*, San Bernardino County

1 Superior Court Case No. CIVDS1828867, and *Prexxie Pascual and Arturo Fonseca v. Satellite*
2 *Healthcare, Inc.*, Santa Clara County Superior Court Case No. 19CV345211. I was approved at an
3 hourly rate of \$800.00 per hour in *Martinez and Acosta v. City of Hope National Medical Center, et*
4 *al.*, San Bernardino County Superior Court Case No. CIVDS2015729, *Jaime Moen v. Genentech,*
5 *Inc.*, San Diego County Superior Court Case No. 37-2021-00008619-CU-OE-CTL, *Murray v.*
6 *Granite Wellness Centers et al.*, Nevada County Superior Court Case No. CU20-084680, and *Smith,*
7 *et al. v. Clean Harbors Environmental Services, Inc.*, Sacramento County Superior Court Case No.
8 34-2021-00292526.

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

11 Executed on this 6th day of March 2024, at Hollister, California.

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13 William L. Marder
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EXHIBIT A

John Cook v. Apple, Inc.
William Marder Time and Task Chart

Hours	Description of Work
5.3	Initial intake with client.
4.0	Factual investigation and review of documents.
1.3	Review and edit mediation brief.
1.0	Review and edit settlement agreement.
1.4	Review and edit Motion for Preliminary Approval and supporting documents.
1.1	Review and edit Motion for Final Approval.
14.1	TOTAL HOURS