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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 JOHN COOK 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 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 2023. 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 that was less than the actual number of hours worked.

4. During the pendency of this lawsuit, I was required to provide assistance to my attorneys, including meeting with them and providing them with documents and information. I have continuously been kept apprised of the status of this case.

5. I understand that the class claims alleged in this action were brought on behalf of other similarly situated employees, and thus I am acting as a representative for the Settlement Class. As the Class Representative, I understand that it is my responsibility to act in the Settlement Class's best interest and not my own. I agree that I will not put my own interests ahead of that of the Settlement Class. Moreover, I am not aware of any conflicts that exist between my interest and the interests of the Settlement Class that would impair or affect my ability to serve as representative for the Settlement Class.

6. I have devoted significant time to the prosecution of this matter. I have searched for and provided documents to my counsel, provided information when requested by my counsel on numerous telephonic calls, reviewed settlement documents and reviewed declarations. In total I have spent approximately 35 hours on this matter.

7. 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

1 represent the interests of the Class. I also understand my duties and responsibilities to the proposed
2 Class and will carry out those duties as necessary.

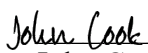
3 8. Based on my understanding of the case, I am of the opinion that settlement for the
4 consideration and on the terms set forth in the Joint Stipulation of Class and Representative Action
5 Settlement ("Settlement Agreement") are fair, reasonable, and adequate and is in the best interests of
6 the Settlement Class.

7 9. I understood that this lawsuit is a public record. I further understood that, because this
8 lawsuit is a public record, it could and can adversely affect my ability to obtain future employment.

9 10. I am aware and have previously agreed to the attorney fee split between my counsel.
10 Specifically, I am aware that 65 percent of fees will go to Diversity Law Group and 35 percent fees
11 will go to Polaris Law Group.

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

14 Executed on this 26th day of February 2024, at Woodland, California.

15 DocuSigned by:
16 
17 John Cook
18 14-04402BCF-0000