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SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN JOAQUIN

ANISHA WISE, individually and on behalf of all
others similarly situated,

Plaintiff,

vs.

LA PETITE ACADEMY, INC., a Delaware
corporation; and DOES 1 through 50, inclusive,

Defendants.

Case No. STK-CV-UOE-2021-10461

(Assigned for all purposes to the Hon. Erin Guy
Castillo, Dept. 10B)

**DECLARATION OF NICHOLAS
ROSENTHAL IN SUPPORT OF
PLAINTIFF'S MOTION FOR FINAL
APPROVAL OF CLASS ACTION
SETTLEMENT**

Date: November 14, 2022

Time: 9:00 a.m.

Dept.: 10B

Complaint Filed: November 9, 2021

FAC Filed: May 2, 2022

Trial Date: None Set

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I, Nicholas Rosenthal, 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, P.C., counsel of record for Plaintiff Anisha Wise (“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 proposed settlement meets the criteria for this Court to grant final approval of this matter on a class-wide basis, as the settlement is fair, adequate, and reasonable.

3. The settlement was the product of negotiation between highly able and experienced attorneys on both sides who possessed the relevant data and extensive legal research which they had carefully analyzed. Class Counsel engaged in extensive factual investigation before settling, including reviewing class data and information pertaining to relevant policies and practices of Defendant La Petite Academy, Inc. (“Defendant”).

4. The Parties engaged in extended negotiations over the course of months. After numerous conferences, the Parties reached the present class-wide settlement.

5. Based on Class Counsel's independent investigations and evaluations, I am of the opinion that the proposed settlement is fair, reasonable, and adequate, and is in the best interests of the Class Members, in light of all known facts and circumstances, and the expenses and risks inherent in litigation. The settlement was negotiated at arm's length between counsel. Thus, this settlement should be granted final approval.

6. The Notice of Class Action Settlement (“Notice Packet”) provided Class Members with my office’s contact information, where they could further seek information regarding the class settlement, information as to how they can opt out or object to the settlement, what rights were affected, how to leave questions for the Settlement Administrator, and update their address.

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

8. I am one of the primary attorneys on this matter. My qualifications are as follows: I received my *Juris Doctorate* degree from USC Gould Law School in 2009. Upon graduation, I was

1 employed as an associate for approximately 4 years at Seyfarth Shaw LLP, a national employment
2 defense law firm. While at Seyfarth my practice was exclusively labor & employment defense and I
3 represented numerous corporations in large employment class actions.

4 9. I have been certified as class counsel in a number of cases, including *Diller v. Under*
5 *Armour Retail, Inc.*, Santa Clara County Superior Court Case No. 114-CV-265729, *Dall v. Post*
6 *Alarm Systems*, Los Angeles County Superior Court Case No. BC598528, *Lopez v. Imperial Body*
7 *Shop, Inc.*, Orange County Superior Court Case No. Case No. 30-2015-00816193-CU-OE-CXC,
8 *Hughes v. Lincare, Inc., et al.*, Monterey County Superior Court Case No. M124764, *Pittman v.*
9 *Martinez Steel Corporation*, San Bernardino County Superior Court Case No. CIVDS1823132, *Della*
10 *Maggiore v. Watsonville Community Hospital*, Santa Cruz County Superior Court Case No.
11 18CV00191, *Randolph v. Pacific Racing Association*, Alameda County Superior Court Case No.
12 RG18908139, *Morones v. Bimbo Bakeries USA, Inc.*, Sacramento County Superior Court Case No.
13 34-2018-00245481-CU-OE-GDS, *Chavez v. Converse, Inc.*, United States District Court – Northern
14 District of California Case No. 15-cv-03746-NC, *Rodriguez v. Nike Retail Services, Inc.*, United
15 States District Court – Northern District of California Case No. 5:14-CV-1508 BLF; *Foaad Hanna v.*
16 *Equinix, LLC*, Santa Clara County Superior Court Case No. 18CV339365; *Alicia Harris v. 24 Seven*
17 *LLC*, Los Angeles County Superior Court Case No. BC720144; *Markham v. Quik Stop Markets, Inc.*,
18 Santa Clara Superior Court Case No. 19CV341582; *Siron v. Raypak, Inc.*, Ventura Superior Court
19 Case No. 56-2019-005279959-CU-OE-VTA; *Carter v. Kline Services, Inc.*, San Bernardino Superior
20 Court Case No. CIVDS1828867; *Pascual v. Satellite Healthcare, Inc.*, Santa Clara County Superior
21 Court Case No. 19CV345211; *Carrillo v. New Balance Athletics, Inc.*, Santa Clara County Superior
22 Court Case No. 19CV352469; *Vogel v. Veolia North America, LLC*, Monterey County Superior Court
23 Case No. 19CV001443; *Holman v. American Sugar Refining, Inc.*, Contra Costa County Superior
24 Court Case No. MSC18-00415; *Gutierrez v. Spa Havens, LP*, San Diego Superior Court Case No. 37-
25 2019-00057065-CU-OE-NC, *Cruzado v. Ontario T, Inc.*, San Bernardino Superior Court Case No.
26 CIVSB2027249, *Diaz v. Acuity Brands Lighting, Inc.*, San Bernardino Superior Court Case No.
27 CIVDS2015583, *Dunn v. Universal Plant Services, Inc.*, Solano County Superior Court Case No.
28 FCS056134, *Martinez v. COGIR Management USA, Inc.*, San Joaquin County Superior Court Case

1 No. STK-CV-UOE-2020-0001215, *O'Connor v. Schwan's Consumer Brands, Inc.*, Sacramento
2 County Superior Court Case No. 34-2019-00250574, and *Ray v. C&W Facility Services, Inc.*, San
3 Bernardino Superior Court Case No. CIVSB2101321.

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

6 Executed on this 19th day of October 2022, at Los Angeles, California.

7
8 
9 Nicholas Rosenthal