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

EVERETT ALEXANDER, individually and on
behalf of all others similarly situated,

Plaintiff,

vs.

KBR TECHNICAL SERVICES, INC., a Delaware
corporation; and DOES 1 through 50, inclusive,

Defendants.

Case No. CIVSB2133085

[Assigned for all purposes to the Hon. David
Cohn, Dept. S-26]

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

Date: September 21, 2023

Time: 9:00 a.m.

Dept.: S-26

Complaint Filed: November 9, 2021

FAC Filed: November 29, 2022

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 Named Plaintiff Everett Alexander (“Plaintiff”). I have personal knowledge of the facts set forth below and if called to testify I could and would do so competently.

2. 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 and was facilitated by an experienced and neutral mediator. Thus, this settlement should be granted final approval.

3. My qualifications are as follows: I received my JD 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. For more than one and one-half years after graduating from law school, I practiced law as an associate at the Los Angeles County offices of Ogletree Deakins Nash Smoak & Stewart, P.C., a national employment defense law firm, representing Fortune 500 companies in employment matters, including wage and hour class actions.

4. My primary practice is employment law. I have handled a number of wage and hour matters including class actions and individual actions, on both plaintiff and defense sides. I have a practice that encompasses cases in the Los Angeles Superior Courts, the Orange County Superior Courts, the San Francisco County Superior Courts, the San Diego County Superior Courts, and the United States District Courts for the Central, Northern, and Eastern Districts of California. I have been named as Class Counsel in a number of class actions that have been granted final approval by the Superior Courts of Los Angeles County, Orange County, San Francisco County, and the United States District Court for the Central District of California, including the following Class Actions: *Chan Lanier v. Citigroup, Inc. et al.*, San Francisco Superior Court Case No. CGC-05-445143; *Naqvi*

1 *v. Acoustic Home Loans et al.*, Orange County Superior Court Case No. 05CC00263; *Ortega v. AIG*,
2 Central District of California Case No. CV 06-0196-RSWL (PJWx); *Universal Protection Overtime*
3 *Cases*, Orange County Superior Court Case No. JCCP 4480; *Tse v. Best Buy*, Los Angeles Superior
4 Court Case No. BC392717; and *Hernandez v. CVS Corporation*, Los Angeles Superior Court Case
5 No. JCCP 4539.

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

8 6. To date, I have incurred approximately 76.2 hours in connection with the litigation of
9 this lawsuit. Attached hereto as **Exhibit A** is a chart summarizing the amount of work I have
10 incurred to date on this matter.

11 7. Thus, I anticipate the total amount of my fees incurred in this case to be approximately
12 \$57,150.00 based on an hourly rate of \$750.00 per hour. Since at least 2018, I have been approved at
13 an hourly rate of \$700.00 per hour by various Courts, in a number of matters, including *Stafford v.*
14 *Brinks et al.*, Los Angeles County Superior Court Case No. BC532260; *Chavez v. Kenneth Cole*
15 *Productions, Inc.*, Santa Clara Superior Court Case No. 17CV306407; *Chavez v. Adidas*, U.S.
16 District Court for the Northern District of California Case No. 5:16-cv-06533-LHK; *Mankin v. Taste*
17 *Catering*, San Mateo Superior Court Case No. 17-CIV-03497; *Ricardo Macias v. SASCO*, Santa
18 Clara County Superior Court Case No. 16CV304263; *Valles v. Community Hospital of the Monterey*
19 *Peninsula*, Monterey Superior Court Case No. 17CV003452; *Diaz v. WeDriveU*, Santa Clara
20 Superior Court Case No. 17CV306547; *Sanchez v. American Para Professional Systems, Inc.*, Santa
21 Clara County Superior Court Case No. 17CV306751; *Hernandez v Pei Wei*, United States District
22 Court, Central District of California Case No. 8:17-cv-00679-JLS-JCG; *Song v. THC-Orange*
23 *County, Inc.*, U.S. District Court for the Central District of California Case No. 8:17-cv00965-JLS-
24 DFMx; *Perez v. Standard Drywall, Inc.*, Alameda County Superior Court Case No. RG15761142;
25 *Huertas v. Chevron Stations*, Santa Clara Superior Court Case No. 17CV309996; and *In re DirecTv*
26 *Wage and Hour Cases*, JCCP Case No. 4850. As of 2020, I increased my hourly rate to \$750.00 per
27 hour. I have been approved at \$750.00 per hour by the Santa Clara County Superior Court in
28 *Hernandez v. Wells Fargo Bank*, Santa Clara Superior Court Case No. 16CV299319, and Monterey

1 County Superior Court in *Abarca v. El Estero Car Wash, Inc.*, Monterey Superior Court Case No.
2 18CV003398.

3 8. My firm has incurred costs in the amount of \$12,840.20. The costs are all litigation-
4 related costs, including court filing fees, CourtCall, postage, and research expenses. Attached hereto
5 as **Exhibit B** is a copy of costs my firm has incurred in connection with the prosecution of this
6 lawsuit.

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

9 Executed on this August 29, 2023, at Los Angeles, California.

10 

11 _____
Larry W. Lee

EXHIBIT A

Everett Alexander v. KBR Technical Services, Inc.
Larry W. Lee Time and Task Chart

Hours	Description of Work
8.5	Review client documents.
2.7	Review and edit Complaint.
3.1	Review and edit written discovery.
2.4	Review data produced by Defendant and perform damages analysis.
8.9	Review and edit mediation brief.
9.4	Attend mediation.
7.0	Review and edit settlement agreement.
2.2	Revisions to settlement agreement.
7.6	Review and edit Motion for Preliminary Approval.
6.5	Communications with class members re: settlement.
7.9	Review and edit Motion for Final Approval.
10.0	Anticipated additional time.
76.2	TOTAL HOURS

EXHIBIT B

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DIVERSITY LAW GROUP
Slip Listing

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Selection Criteria

Slip Classification Open
Client (hand select) Include: Alexander, Everett v. KBR CA
Slip.Transaction Ty 2 - 2

Rate Info - identifies rate source and level

Slip ID		Timekeeper	Units	Rate	Slip Value
Dates and Time		Activity	DNB Time	Rate Info	
Posting Status		Client	Est. Time	Bill Status	
Description		Reference	Variance		
69533	EXP	Linda Lee	1	75.00	75.00
11/1/2021		Court fees			
WIP		Alexander, Everett v. KBR CA			
LWDA					
69944	EXP	Olympia	1	1662.71	1662.71
11/9/2021		Atty Service			
WIP		Alexander, Everett v. KBR CA			
Attorney Service - Complaint					
70006	EXP	Olympia	1	7.33	7.33
11/30/2021		Postage			
WIP		Alexander, Everett v. KBR CA			
Postage					
70558	EXP	Linda Lee	1	94.60	94.60
1/5/2022		Atty Service			
WIP		Alexander, Everett v. KBR CA			
Attorney Service - Complaint Service					
70559	EXP	Linda Lee	1	1662.71	1662.71
1/5/2022		Atty Service			
WIP		Alexander, Everett v. KBR CA			
Attorney Service - Complaint					
71025	EXP	Olympia	1	94.60	94.60
2/9/2022		Atty Service			
WIP		Alexander, Everett v. KBR CA			
Attorney Service - Complaint Service					
71038	EXP	Olympia	1	69.27	69.27
2/15/2022		Atty Service			
WIP		Alexander, Everett v. KBR CA			
Attorney Service - Notice of Initial CMC					
71055	EXP	Olympia	1	89.05	89.05
2/17/2022		Atty Service			
WIP		Alexander, Everett v. KBR CA			
Attorney Service - Notice of Related Case					

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Slip ID Dates and Time Posting Status Description	Timekeeper Activity Client Reference	Units DNB Time Est. Time Variance	Rate Rate Info Bill Status	Slip Value
71071 EXP 2/25/2022 WIP Attorney Service - Notice of Initial CMC	Olympia Atty Service Alexander, Everett v. KBR CA	1	82.71	82.71
71117 EXP 2/28/2022 WIP Postage	Olympia Postage Alexander, Everett v. KBR CA	1	2.09	2.09
71119 EXP 2/28/2022 WIP Postage	Olympia Postage Alexander, Everett v. KBR CA	1	2.09	2.09
71373 EXP 3/14/2022 WIP Attorney Service - POS of Summons	Linda Lee Atty Service Alexander, Everett v. KBR CA	1	81.21	81.21
71675 EXP 4/11/2022 WIP Attorney Service - Joint CMS	Erika Mejia Atty Service Alexander, Everett v. KBR CA	1	69.27	69.27
71560 EXP 4/21/2022 WIP Courtcall	Kristen Agnew Court fees Alexander, Everett v. KBR CA	1	94.00	94.00
71923 EXP 4/30/2022 WIP Postage	Olympia Postage Alexander, Everett v. KBR CA	1	0.73	0.73
72030 EXP 5/31/2022 WIP Postage	Olympia Postage Alexander, Everett v. KBR CA	1	0.73	0.73
72486 EXP 6/30/2022 WIP Postage	Olympia Postage Alexander, Everett v. KBR CA	1	0.73	0.73
72590 EXP 7/26/2022 WIP JAMS Mediation	Olympia Arbitrators Alexander, Everett v. KBR CA	1	7475.00	7475.00

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Slip ID		Timekeeper	Units	Rate	Slip Value
Dates and Time		Activity	DNB Time	Rate Info	
Posting Status		Client	Est. Time	Bill Status	
Description		Reference	Variance		
72712	EXP	Olympia	1	0.57	0.57
7/31/2022		Postage			
WIP		Alexander, Everett v. KBR CA			
Postage					
72933	EXP	Kristen Agnew	1	43.02	43.02
8/8/2022		Meals			
WIP		Alexander, Everett v. KBR CA			
Meals					
73526	EXP	Erika Mejia	1	82.71	82.71
10/28/2022		Atty Service			
WIP		Alexander, Everett v. KBR CA			
Attorney Service - Joint Report					
73527	EXP	Erika Mejia	1	82.71	82.71
10/28/2022		Atty Service			
WIP		Alexander, Everett v. KBR CA			
Attorney Service					
73671	EXP	Olympia	1	0.81	0.81
10/31/2022		Postage			
WIP		Alexander, Everett v. KBR CA			
Postage					
73532	EXP	Christine S. Lee	1	94.00	94.00
11/7/2022		Court fees			
WIP		Alexander, Everett v. KBR CA			
Courtcall					
73533	EXP	Christine S. Lee	1	94.00	94.00
11/7/2022		Court fees			
WIP		Alexander, Everett v. KBR CA			
Courtcall					
73834	EXP	Erika Mejia	1	114.12	114.12
11/21/2022		Atty Service			
WIP		Alexander, Everett v. KBR CA			
Attorney Service - Joint Stip					
73842	EXP	Erika Mejia	1	264.62	264.62
11/30/2022		Atty Service			
WIP		Alexander, Everett v. KBR CA			
Attorney Service - MPA					
73638	EXP	Erika Mejia	1	8.50	8.50
11/30/2022		Online researc			
WIP		Alexander, Everett v. KBR CA			
Online Stip					

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Slip ID Dates and Time Posting Status Description	Timekeeper Activity Client Reference	Units DNB Time Est. Time Variance	Rate Rate Info Bill Status	Slip Value
74352 EXP 1/6/2023 WIP Attorney Service - Joint Report	Erika Mejia Atty Service Alexander, Everett v. KBR CA	1	84.62	84.62
74353 EXP 1/6/2023 WIP Attorney Service - Joint Report	Erika Mejia Atty Service Alexander, Everett v. KBR CA	1	84.62	84.62
74117 EXP 1/12/2023 WIP Courtcall	Nick Rosenthal Court fees Alexander, Everett v. KBR CA	1	72.00	72.00
74118 EXP 1/12/2023 WIP Courtcall	Nick Rosenthal Court fees Alexander, Everett v. KBR CA	1	72.00	72.00
74723 EXP 3/22/2023 WIP Courtcall	Nick Rosenthal Court fees Alexander, Everett v. KBR CA	1	72.00	72.00
75419 EXP 5/1/2023 WIP Attorney Service - Joint Report	Erika Mejia Atty Service Alexander, Everett v. KBR CA	1	87.62	87.62
75044 EXP 5/5/2023 WIP Online San Bernardino Order	Olympia Online researc Alexander, Everett v. KBR CA	1	2.00	2.00
75045 EXP 5/5/2023 WIP TurboCourt - NOE	Olympia Court fees Alexander, Everett v. KBR CA	1	9.95	9.95
76021 EXP 8/28/2023 WIP Attorney Service	Nick Rosenthal Atty Service Alexander, Everett v. KBR CA	1	6.50	6.50
Grand Total	Billable	0.00		12840.20

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Slip ID	Timekeeper	Units	Rate	Slip Value
Dates and Time	Activity	DNB Time	Rate Info	
Posting Status	Client	Est. Time	Bill Status	
Description	Reference	Variance		
	Unbillable	0.00		0.00
	Total	0.00		12840.20