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SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF LOS ANGELES – SPRING STREET COURTHOUSE

JOEL ZELAYA, an Individual;
DEMETRIO MONTES, an Individual;

Plaintiffs,

vs.

COMMERCIAL LUMBER & PALLET
CO., INC., a California Corporation;
RAYMOND GUTIERREZ, an Individual;
and DOES 1 through 100, inclusive,

Defendants.

CASE NO. 22PSCV00340

Case: 22STCV03643

CONSOLIDATED

*Reassigned for all purposes to Hon. Stuart M
Rice, Dept. 1*

**DECLARATION OF JEREMY
TALAVERA ON BEHALF OF CPT
GROUP, INC.**

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I, Jeremy Talavera, declare as follows:

1. I am a Case Manager for CPT Group, Inc. (“CPT”). I have personal knowledge of the facts stated herein, and, if called upon to testify, I could and would testify competently to such facts.

2. CPT has extensive experience in providing notice of class actions and administering class action settlements. In the past 30 years, we have provided notification and/or claims administration services in hundreds of class action cases. Pursuant to the Stipulation of Class Action Settlement for this matter, CPT is responsible for translating, printing and mailing the *Notice Of Proposed Class Action Settlement* (herein referred to as “Notice Packet”), using the National Change of Address (NCOA) search and Skip Trace to obtain updated and forwarding addresses, resolving any disputes received from Class Members, drafting and mailing the settlement payments to participating Class Members, issuing IRS W2 and 1099 forms accordingly, and performing such other tasks as set forth in the Stipulation of Class Action Settlement or as the Parties mutually agree or that the Court orders.

3. CPT received the Court-approved text for the Notice Packet from Counsel on September 8, 2023.

4. CPT finalized a 6-page Notice Packet into English and Spanish. CPT received written approval from all parties and a sufficient number were printed to mail to all Class Members. A true and correct copy of the Notice Packet is attached hereto as Exhibit A.

5. On September 11, 2023, CPT received a class data file from Defense Counsel that contained names, last known mailing addresses, Social Security numbers and dates of employment. The finalized class list contained 284 Class Members.

6. On September 29, 2023, CPT conducted a National Change of Address (NCOA) search in an attempt to update the class list of addresses as accurately as possible, for all Settlement Class Members. A search of this database provides updated addresses for any individual who moved in the previous four years and notified the U.S. Postal Service of a change of address. As a result of the NCOA, CPT was able to locate 8 updated addresses.

1 7. The Notice Packets were enclosed in envelopes with the names and known
2 addresses printed on them. On October 2, 2023, the Notice Packets were mailed via U.S. first
3 class mail to all Class Members.

4 8. As of the date of this declaration, none of the Notice Packets have been returned
5 to our office by the Post Office.

6 9. Class Members had until November 16, 2023, to submit objections, disputes
7 and/or requests for exclusion.

8 10. As of the date of this declaration, CPT has not received any written objections to
9 the settlement from Class Members.

10 11. As of the date of this declaration, CPT has not received any disputes from a Class
11 Member regarding their workweeks.

12 12. As of the date of this declaration, CPT has not received any timely written
13 requests for exclusions.

14 13. As of the date of this declaration, it was discovered that 2 individuals were
15 erroneously included in the Class. The 2 individuals received notices stating that they had zero
16 workweeks and an estimated settlement amount of \$0.00. They were sent corrective notices
17 informing them that pursuant to the terms of the Joint Stipulation, they were not Class Members.

18 14. As of the date of this declaration, CPT will report that a total of 282 participating
19 Class Members are part of this class action settlement, representing a 100% participation rate. As
20 of the date of this declaration, the total amount to be distributed to participating Class Members
21 is calculated to be \$389,310.00. The lowest payment to a participating Class Member is \$8.93.
22 The average payment to each participating Class Member is estimated at \$1,380.53. The highest
23 payment to a participating Class Member is estimated at \$2,720.88.

24 15. CPT will charge a total of \$10,500.00 in costs associated with the administration
25 of the Settlement. This includes all costs incurred to date, as well as estimated costs involved in
26 completing the Settlement.

1 I declare under penalty of perjury under the laws of the State of California that the
2 foregoing is true and correct. Executed this 9th of January, 2024, at Irvine, California.

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Jeremy Talavera