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Attorneys for Plaintiff,
JUAN RAMON TORRES REYES on behalf of himself
and all similarly aggrieved employees

SUPERIOR COURT OF CALIFORNIA

COUNTY OF MONTEREY

JUAN RAMON TORRES REYES, on behalf
of himself and all similarly aggrieved
employees,

Plaintiff,

v.

MB LABOR CONTRACTING, INC.;
D'ARRIGO BROS. CO., OF CALIFORNIA;
and DOES 1 through 50, inclusive,

Defendants.

Case No. 22CV000682

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

Date: June 28, 2024

Time: 8:30 A.M.

Dept.: 14

Complaint Filed: March 11, 2022

Trial Date: None 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 Plaintiff Juan Ramon Torres Reyes (“Plaintiff”). I have personal knowledge of the facts set forth below and if called to testify I could and would do so competently.

2. From the inception of the case, Class Counsel have zealously represented the interests of the Class. The settlement was obtained for the benefit of the Class, as opposed to the individual Class Representative. Further, Class Counsel have been approved as class counsel on a number of prior cases, have litigated numerous other class action cases, and are competent to represent the Class.

3. Both Plaintiff's and Defendants' counsel have a great deal of experience in wage and hour class action litigation. Plaintiff's counsel have been approved as class counsel in a number of wage and hour class actions.

4. Based on my review of all the information, and based on my experience in class action litigation, I believe this settlement to be fair, adequate, and reasonable.

5. I was retained based upon a contingency fee arrangement wherein Plaintiff's counsel agreed to advance all costs and receive no fee unless a recovery was accomplished. Specifically, had Plaintiff failed to prevail in this case counsel for Plaintiff would have spent a significant amount of time, money and other resources without any benefit or return. In addition, had Plaintiff also failed to prevail in the present cases, Defendants would have been able to seek costs in connection with their defense of the case.

6. I have spent significant time researching and pursuing the claims that have been alleged in this action. The Parties engaged in formal and informal discovery, including the review of Defendants' production of relevant policies and practices, payroll data, and time data records.

7. I am one of the primary attorneys on this matter. My qualifications are as follows: I received my J.D. from Arizona State University College of Law in 2003. During law

1 school, I was a summer associate at the law firm of Brobeck, Phleger & Harrison. I graduated
2 cum laude from Arizona State University College of Law in the top 10% of my class. While I
3 was in law school, I was the Associate Managing Editor of the Arizona State University
4 College of Law, Law Journal. Upon graduation, I practiced law as an associate at the Los
5 Angeles County offices of Ogletree Deakins Nash Smoak & Stewart, P.C., a national
6 employment defense law firm that represents a significant number of Fortune 500 companies.

7 8. My firm's primary focus is employment law. I have handled a number of wage
8 and hour matters including class actions and multiple-plaintiff actions. I have a practice that
9 encompasses cases in the Los Angeles Superior Courts, the Orange County Superior Courts,
10 the San Francisco County Superior Courts, the San Diego County Superior Courts, and the
11 United States District Courts for the Central, Eastern, Northern, and Southern Districts of
12 California.

13 9. I have been named as Class Counsel in a number of class actions that have been
14 granted final approval by the Superior Courts of Los Angeles County, Orange County, San
15 Francisco County, and the United States District Court for the Central District of California,
16 including the following class actions: *Chan Lanier v. Citigroup, Inc. et al.*, San Francisco
17 Superior Court Case No. CGC-05-445143; *Naqvi v. Acoustic Home Loans et al.*, Orange
18 County Superior Court Case No. 05CC00263; *Ortega v. AIG*, Central District of California
19 Case No. CV 06-0196-RSWL (PJWx); *Universal Protection Overtime Cases*, Orange County
20 Superior Court, Judicial Council Coordination Proceeding No. 4480; *Tse v. Best Buy*, Los
21 Angeles Superior Court Case No. BC392717; *Hernandez v. CVS Corp. et al.*, Judicial Council
22 Coordination Proceeding No. 4539; *Padilla v. Safeway*, San Benito County Superior Court
23 Case No. CU-16-00182; *Valles v. Community Hospital of the Monterey Peninsula*, Monterey
24 County Superior Court Case No. 17CV003452; *DirecTv Wage and Hour Cases*, Santa Clara
25 Superior Court Judicial Council Coordination Proceeding No. 4850; *Perez v. Standard*
26 *Drywall, Inc.*, Alameda County Superior Court Case No. RG15761142; and *Davis v. Nugget*
27 *Market, Inc.*, Yolo County Superior Court Case No. CV-18-558.

28 10. I do not have any conflict of interest with the proposed *cy pres* recipient, the

1 State Bar of California's Justice Gap Fund.

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

4 Executed on this 5th day of June 2024, at Los Angeles, California.

5 

6 Larry W. Lee