

Larry W. Lee (State Bar No. 228175)
Kristen M. Agnew (State Bar No. 247656)
Nicholas Rosenthal (State Bar No. 268297)
DIVERSITY LAW GROUP, P.C.
515 S. Figueroa Street, Suite 1250
Los Angeles, CA 90071
(213) 488-6555
(213) 488-6554 facsimile

William L. Marder (State Bar No. 170131)
bill@polarislawgroup.com
Polaris Law Group
501 San Benito Street, Suite 200
Hollister, CA 95023
(831) 531-4214
(831) 634-0333 facsimile

Attorneys for Plaintiff and the Class

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

ROBERT JORDAN, as an individual and on
behalf of all others similarly situated,

Plaintiff,

vs.

MONDELEZ GLOBAL LLC, a Delaware
limited liability company; and DOES 1
through 50, inclusive,

Defendants.

Case No.: CIVSB2202758

**DECLARATION OF WILLIAM L. MARDER
IN SUPPORT OF PLAINTIFF'S MOTION
FOR FINAL APPROVAL OF CLASS
ACTION SETTLEMENT**

Date: February 20, 2024
Time: 8:30 a.m.
Dept.: S26

Complaint Filed: February 4, 2022
Trial Date: None Set

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I, William L. Marder, hereby declare and state as follows:

1. I am an attorney at law duly admitted to practice before all courts in the State of California and am a partner of the law firm of the Polaris Law Group, one of the attorneys of record for Plaintiff Robert Jordan (“Plaintiff”), in the above-entitled action. I have personal knowledge of the matters set forth herein, and if called upon as a witness to testify thereto, I could and would competently do so.

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 graduated from UCLA Law School in 1993 and was admitted to the California Bar in 1994. Since that time, I have acquired substantial experience in employment litigation. I have represented both plaintiffs and defendants. I estimate that I have handled more than 300 employment cases, litigating cases in state and federal courts.

4. I have defended large institutional employers in employment cases. From 1995 to 1997, as an associate at Bolling, Walter & Gawthrop in Sacramento, I represented the City of Sacramento, Yolo County, the City of Davis, Solano County, and other employers in employment litigation in state and federal courts.

5. From 1997 to 2000, I served as a Deputy County Counsel in San Benito, handling all of its employment matters. These matters include advising the county on compliance with wage and hour laws, arbitrations, and litigation.

6. From 2002 to 2006, I was a partner at Paxton O'Brien, LLP in Hollister, an AV rated firm, where I represented numerous plaintiffs and defendants in employment lawsuits.

7. In 2006, I co-founded the Polaris Law Group where I spend most of my time handling employment cases. I primarily represent employees.

8. I have been the sole trial attorney in two jury trials in which I represented a plaintiff

1 who prevailed on wrongful termination claims brought pursuant to the California Fair Employment
2 & Housing Act, California Government § 12900 *et seq.* These cases are: *Gamayo v. Drobny Law*
3 *Offices*, Sacramento Superior Court Case No.: 34-2008-00005372CU; and *Cherub Berlanga v.*
4 *Willow Grove School District*, San Benito County Superior Case No.: CU-09-00100.

5 9. I have been the sole trial attorney in two court trials in which I represented plaintiffs
6 who prevailed on wage and hour claims. These cases are: *Smith v. Joyce*, Monterey County
7 Superior Court Case No.: M74334; and *Nava v. Rodriguez*, San Benito County Superior Court Case
8 No.: CU-08-00022.

9 10. I have been approved as class counsel in numerous cases, either as a result of the
10 granting of class certification or as part of the class settlement approval process, including without
11 limitation, the following cases:

- 12 a. *Sison v. Headway Technologies*, Case No. 1-13-CV-254591;
- 13 b. *Barrera v. Home Depot*, Northern District of California Case No. C 12 5199 LHK;
- 14 c. *Chavez v. Converse, Inc.*, N.D. Cal. Case No. 15-cv-03746-NC;
- 15 d. *Lao v. H&M Hennes & Mauritz*, N.D. Cal. Case No. 5:16-cv-333 EJD;
- 16 e. *Magadia v. Wal-Mart Assocs.*, N.D. Cal. Case No. 5:17-cv-00062-LHK;
- 17 f. *Naranjo v. Bank of America, N.A.*, N.D. Cal. Case No. C 14-02748 LHK;
- 18 g. *Ortegon-Ramirez v. Cedar Fair*, Santa Clara Sup. Ct. Case No. 1-13-CV-254098;
- 19 h. *Rodriguez v. NIKE Retail Services, Inc.*, N.D. Cal. Case No. 5:14-CV-1508 BLF;
- 20 i. *Vass v. Gardner Trucking*, San Joaquin Sup. Ct. Case No. 39-2013-294819-CUOE-
21 STK;
- 22 j. *Huertas v. Chevron Stations*, Santa Clara Sup. Ct. Case No. 17CV309996; and
- 23 k. *Chavez v. Hugo Boss, Inc.*, *Santa Clara Sup. Ct Case No. 18CV322644.*

24 11. I have spent approximately 32.90 hours of work on this case. Attached hereto as
25 **Exhibit A** is a summary of the time I have spent on this case.

26 12. As of January 1, 2024, my hourly rate in class and representative actions is \$ 900 per
27 hour. I have previously been approved at an hourly rate of \$850 by various courts in a number of
28 matters, including most recently in *Audycki v. Stanford Health Care*, Santa Clara Superior Court

1 Case No. 19CV347173 and *Palomino v. Northrop Grumman Systems Corporation*, Santa Clara
2 Superior Court Case No. 19CV345534. As such, the total lodestar for my hours is expected to be
3 approximately \$29,610 (32.90 hours x \$ 900).

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 January 23, 2024, at Hollister, California.

7 
8 _____
9 William L. Marder

EXHIBIT A

Robert Jordan v. Mondelez Global LLC et. al.
Time and Task Chart For William L. Marder

<u>Hours</u>	<u>Description of Work</u>
3.10	Attend initial client meeting, review documents provided by client, and explain lawsuit process.
2.70	Research and analysis re defendant's liability for Labor Code violations and likely penalties which could be obtained.
1.20	Analysis re suitability of case to be brought as a class action.
1.80	Prepare analysis re likely cost investment to fund the case as a class action.
1.10	Review and revise class action complaint and PAGA complaint.
1.70	Review requests for production and special interrogatories; confer with co-counsel re discovery strategy.
2.30	Conversation with client re mediation and analysis of claims.
5.50	Review documents obtained in the case to value case; analysis re risk of summary judgment; and likelihood of class certification.
3.10	Review, revise and edit mediation brief.
1.30	Review and analyze proposed MOU; multiple conversations with client to explain terms of proposed MOU; obtain the client's signature on the MOU.
2.00	Review and revise long form settlement agreement.
1.60	Multiple conversations with client to explain terms of settlement agreement; obtain the client's signature on the settlement agreement.
3.10	Revise and revise motion for preliminary approval of settlement; conversation with client re declaration and approval process.
2.40	Review and revise motion for final approval; conversation with client re declaration for final approval.

TOTAL: 32.90