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**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 NICHOLAS
ROSENTHAL 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, 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, counsel of record for Plaintiff Robert Jordan (“Plaintiff”). I have personal knowledge of the facts set forth below and if called to testify I could and would do so competently.

2. I am one of the primary attorneys on this matter. Based on my own independent investigation and evaluation, I am of the opinion that settlement for the consideration and on the terms set forth in the Joint Stipulation of Class Action Settlement (“Settlement Agreement” or “Agreement”) is fair, reasonable, and adequate and is in the best interests of the Class, in light of all known facts and circumstances and the expenses and risks inherent in litigation.

3. My qualifications are as follows: I received my JD from University of Southern California Gould School of Law in 2009. Upon graduation, I practiced law as an associate at Seyfarth Shaw LLP, representing corporate clients in both single-plaintiff and wage hour class actions. In 2014, I began as an associate at Diversity Law Group.

4. I have handled a number of wage and hour matters including class actions and multiple-plaintiff actions. I have been named as Class Counsel in a number of class actions that have been granted certification or preliminary or final approval by the Superior Courts of Los Angeles County, Orange County, Alameda County, and Monterey County, the United States District Court for the Central District of California, and the United States District Court for the Northern District of California. These cases include, but are not limited to: *Diller v. Under Armour Retail, Inc.*, Santa Clara County Superior Court Case No. 114-CV-265729, *Dall v. Post Alarm Systems*, Los Angeles County Superior Court Case No. BC598528, *Lopez v. Imperial Body Shop, Inc.*, Orange County Superior Court Case No. Case No. 30-2015-00816193-CU-OE-CXC, *Hughes v. Lincare, Inc., et al.*, Monterey County Superior Court Case No. M124764, *Pittman v. Martinez Steel Corporation*, San Bernardino County Superior Court Case No. CIVDS1823132, *Della Maggiora v. Watsonville Community Hospital*, Santa Cruz County Superior Court Case No. 18CV00191, *Randolph v. Pacific Racing Association*, Alameda County Superior Court Case No. RG18908139, *Morones v. Bimbo*

1 *Bakeries USA, Inc.*, Sacramento County Superior Court Case No. 34-2018-00245481-CU-OE-GDS,
2 *Chavez v. Converse, Inc.*, United States District Court – Northern District of California Case No. 15-
3 cv-03746-NC, and *Rodriguez v. Nike Retail Services, Inc.*, United States District Court – Northern
4 District of California Case No. 5:14-CV-1508 BLF.

5 5. To date, I have incurred approximately 51.30 hours in connection with the litigation
6 of this lawsuit. Attached hereto as **Exhibit A** is a summary of the hours I have incurred to date. I
7 expect to spend two additional hours finalizing this settlement, including preparing for the approval
8 hearing, reviewing data provided by Defendant to Settlement Administrator, conferring with
9 Settlement Administrator regarding distribution of payment to Settlement Class Members, and
10 fielding phone calls regarding inquiries about the Settlement.

11 6. As of January 1, 2024, my hourly rate in class and representative actions increased to
12 \$800. Accordingly, the total lodestar for my hours will be approximately \$42,640 (53.30 hours x
13 \$800).

14 7. I have previously been approved at an hourly rate of \$700 by various courts,
15 including: *Gutierrez v. Spa Havens, LP*, San Diego Superior Court Case No. 37-2019-00057065-
16 CU-OE-NC; *Cruzado v. Ontario T, Inc.*, San Bernardino Superior Court Case No. CIVSB2027249;
17 *Ray v. C&W Facility Services, Inc.*, San Bernardino Superior Court Case No. CIVSB2101321;
18 *Alvarez v. Forterra Building Products*, San Diego Superior Court Case No. 37-2020-00018179-CU-
19 OE-CTL; *Dunn v. Universal Plant Services of California, Inc.*, Solano County Superior Court Case
20 No. FCS056134, *Pulido v. Georgia-Pacific Corrugated III LLC*, Fresno Superior Court Case No.
21 18CECG00265; *In re: FPI Management Wage and Hour Cases*, Los Angeles Superior Court Case
22 No. JCCP5050; *Rodriguez v. U.S. Bank, N.A.*, Los Angeles Superior Court Case No. BC617356;
23 *Goodarzi v. Belmont Village L.P.*, Los Angeles Superior Court Case No. 20STCV15572; *Vernon v.*
24 *McClane/Suneast, Inc.*, San Bernardino Superior Court Case No. CIVSB2123367; *Clark v. Now*
25 *Optics, LLC*, San Diego Superior Court Case No. 37-2020-00044817-CU-OE-CTL; *Diaz v. Acuity*
26 *Brands Lighting, Inc.*, San Bernardino Superior Court Case No. CIVDS2015583; *Idian v. VHSD ES,*
27 *Inc.*, San Diego Superior Court Case No. 37-2019-00018927-CU-OE-CTL; and *Romano v. SSA*
28 *Terminals, LLC*, Los Angeles Superior Court Case No. 20STCV29048.

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

3 Executed on January 25, 2024, at Los Angeles, California.

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5 _____
Nicholas Rosenthal

EXHIBIT A

Nick Rosenthal Time and Task Chart
Robert Jordan v. Mondelez Global LLC et. al.
Superior Court of California, County of San Bernardino Case No. CIVSB2202758

Hours	Description of Work
4.7	Review case file and legal research into potential claims.
1.6	Review and edit complaint.
.8	Review and edit representative PAGA complaint.
2.0	Review complaint in <i>Henry Saucedo, as an individual and on behalf of all similarly situated employees v. Mondelez Global LLC</i> , case no. CIVSB2114460; confer with co-counsel regarding impact on the instant action.
.8	Confer with co-counsel regarding mediators.
1.9	Confer with EconOne re data required for mediation.
2.1	Review and analyze class data and payroll records produced by Defendant and damages and penalties analysis prepared by EconOne.
7.1	Assist in drafting mediation statement.
9.4	Attend mediation.
2.2	Review and revise memorandum of understanding
3.5	Communications with mediator regarding outstanding issues and scope of release.
4.0	Legal research and confer with co-counsel regarding release of FLSA claims.
.6	Review and edit FAC.
2.5	Review and edit Joint Stipulation of Class and Representative Action Settlement (“Settlement Agreement”).
4.8	Review and edit motion for preliminary approval of class action settlement and supporting declarations.
3.3	Review and edit motion for final approval and supporting declarations.
51.3	TOTAL HOURS