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Attorneys for Plaintiffs

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF ORANGE—CIVIL COMPLEX CENTER**

JOHN TANCIL, individually, and on behalf
of other members of the general public
similarly situated and on behalf of other
aggrieved employees pursuant to the
California Private Attorneys General Act;
JEFFREY MISH, individually, and on behalf
of other members of the general public
similarly situated;

Plaintiffs,

vs.

COSCO FIRE PROTECTION, INC., a
California corporation; and DOES 1 through
100, inclusive,

Defendants.

Case No.: 30-2020-01129329-CU-OE-CXC

Honorable Lon F. Hurwitz
Department CX103

CLASS ACTION

**DECLARATION OF JOHN TANCIL
IN SUPPORT OF PLAINTIFFS'
MOTION FOR PRELIMINARY
APPROVAL OF CLASS ACTION
SETTLEMENT**

[Notice of Motion and Motion for
Preliminary Approval of Class Action
Settlement; Declaration of Proposed Class
Counsel (Selena Matavosian); Declarations of
Proposed Class Representatives (Jeffrey
Mish); and [Proposed] Order filed
concurrently herewith]

Date: May 10, 2024
Time: 1:30 p.m.
Department: CX103

Complaint Filed: February 4, 2020
FAC Filed: December 28, 2022
Trial Date: None Set

DECLARATION OF JOHN TANCIL

I, **JOHN TANCIL**, hereby declare as follows:

1. I am over 18 years of age and a resident of California. I am one of the named plaintiffs in the above-captioned case. I have personal knowledge of the facts and statements set forth in this declaration, and if called upon to testify, I could and would competently testify thereto.

2. I was employed by Cosco Fire Protection, Inc. ("Cosco") in an hourly-paid, non-exempt Inspector position from approximately June 2016 to May 2018. I decided to seek legal advice about my work experiences with Cosco. I contacted Lawyers *for* Justice, PC and spoke with attorneys there. I wanted to do whatever I could to make sure Cosco was held accountable for not paying their employees for all hours worked and non-compliant meal and rest breaks. After speaking with the attorneys, I investigated complex wage-and-hour lawsuits on my own and did some research into the leading class action and employment law firms in California for approximately **8 hours**. Thereafter, I consulted with the attorneys at Lawyers *for* Justice, PC for **6 hours** discussing my situation, complex wage-and-hour class actions and representative actions under the California Private Attorneys General Act ("PAGA") in general, and what it meant to be a named plaintiff and class representative, eventually, a PAGA representative.

3. I have spent over **15 hours** meeting with my attorneys regarding the case and fulfilling my responsibilities as a class representative, which included gathering documents concerning my employment with Cosco, reviewing documents with my attorneys and answering their questions, answering questions and providing information regarding the duties of non-exempt, hourly-paid employees, and helping develop a strategy as to what documents and information to obtain from Cosco. I routinely checked in with my attorneys and their staff to make sure that they had all my most current information and any additional information that I had obtained.

4. I was available to answer any questions my attorneys had, and available to speak and meet with my attorneys whenever they needed me. I responded to them as quickly as possible and gave them as much information and identified as many documents as I could. I

1 spent at least **13 additional hours** speaking with my attorneys about the case, identifying
2 potential witnesses, providing my attorneys with documents and information concerning the
3 case, and also describing policies, practices, and procedures of Cosco.

4 5. On May 7, 2021, I attended a full day of deposition that last approximately **5**
5 **hours**. I spent at least **4 hours** preparing for the deposition. After the deposition, I spent at least
6 **3 hours** reviewing and discussing the contents of the deposition transcript with my attorneys.

7 6. As far as the settlement is concerned, I was available to review documents and
8 answer any questions my attorneys had. I spent about **2 hours** reviewing the settlement
9 agreement and about **1 hour** asking questions and discussing the potential settlement with my
10 attorneys before signing the settlement agreement.

11 7. I believe that I have done everything that my attorneys have asked of me and have
12 tried, to the best of my ability, to represent and seek relief for the class, State of California, and
13 aggrieved employees. I think my efforts helped to get the result obtained in this case, and as a
14 class representative, I respectfully request that the Court award me an enhancement payment in
15 the amount of \$12,000.00 for my active participation in this case. Taking into consideration the
16 time that I have dedicated to this case, I believe that this amount is reasonable.

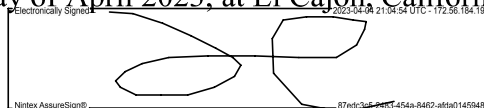
17 8. I am not related to anyone associated with Lawyers *for* Justice, PC.

18 9. I have not entered into any undisclosed agreements, nor have I received any
19 undisclosed compensation in this case. The only compensation I will receive is whatever amount
20 the Court awards as an enhancement payment, as well as my individual share of the settlement.

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

04/04/2023

23 Executed this ____ day of April 2023, at El Cajon, California.

24  2023-04-04 21:04:54 UTC - 172.56.184.188
Nintex AssureSign® 87c9c20f-29c3-454a-8462-af5a01459495

25 John Tancil