

Larry W. Lee (State Bar No. 228175)
lwlee@diversitylaw.com
Christine S. Lee (State Bar No. 339947)
christine@diversitylaw.com
DIVERSITY LAW GROUP, P.C.
515 S. Figueroa Street, Suite 1250
Los Angeles, CA 90071
(213) 488-6555
(213) 488-6554 facsimile

Attorneys for Plaintiff, the Class, and the Aggrieved Employees

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SACRAMENTO**

LATOYIA KIMII BROWN, as an
individual and on behalf of all others
similarly situated,

Plaintiff,

vs.

HP HOOD LLC, a Delaware limited
liability company; and DOES 1 through
50, inclusive,

Defendants.

Case No.: 34-2022-00315068

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

Date: March 8, 2024

Time: 9:00 a.m.

Dept.: 22

Reservation No.: A-315068-001

Action Filed: February 4, 2022

Trial Date: None Set

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 0
- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 0
- 1
- 2
- 3
- 4
- 5
- 6
- 7

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 Latoyia Kimii Brown (“Plaintiff”). I have personal knowledge of the facts set forth below and if called to testify I could and would do so competently.

2. Based on their own independent investigation and evaluation, the Parties and their respective counsel are of the opinion that settlement for the consideration and on the terms set forth in the Joint Stipulation of Class and PAGA Settlement (“Agreement”) is fair, reasonable, and adequate and is in the best interests of the Class and Defendant HP Hood LLC (“Defendant”) in light of all known facts and circumstances and the expenses and risks inherent in litigation.

3. From the inception of the case, Class Counsel have zealously represented the interests of the Class. Class Counsel engaged in significant discussions with opposing counsel to obtain informal data on behalf of the Class. This settlement was obtained for the benefit of the Class, as opposed to the individual Class Representative.

4. I have spent significant time researching and pursuing the claims that have been alleged in this action. The Parties engaged in informal discovery in connection with mediation and participated in the exchange of class data and Defendant's pertinent policies and practices. Based on my review of all the documents and 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. For example, my office has expended costs to file this instant action, effect service of process, and pay other litigation related costs. Had Plaintiff failed to prevail on 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 case, Defendant would have been able to seek attorney's fees and costs in connection with their defense of the case.

1 6. I am one of the primary attorneys on this matter. My qualifications are as follows:
2 I received my J.D. from Arizona State University College of Law in 2003. During law school, I
3 was a summer associate at the law firm of Brobeck, Phleger & Harrison. I graduated cum laude
4 from Arizona State University College of Law in the top 10% of my class. While I was in law
5 school, I was the Associate Managing Editor of the Arizona State University College of Law,
6 Law Journal. Upon graduation, I practiced law as an associate at the Los Angeles County offices
7 of Ogletree Deakins Nash Smoak & Stewart, P.C., a national employment defense law firm that
8 represents a significant number of Fortune 500 companies.

9 7. My firm's primary focus is employment law. I have handled a number of wage
10 and hour matters including class actions and multiple-plaintiff actions. I have a practice that
11 encompasses cases throughout the State of California, including but not limited to the Los
12 Angeles Superior Courts, the Orange County Superior Courts, the San Francisco County
13 Superior Courts, the San Diego County Superior Courts, and the United States District Courts for
14 the Central, Eastern, Northern, and Southern Districts of California.

15 8. I have been named as class counsel in a number of class actions that have been
16 granted final approval by the Superior Courts of Los Angeles County, Orange County, San
17 Francisco County, Alameda County, Contra Costa County, Monterey County, San Bernardino
18 County, Santa Clara County, Sonoma County, and other counties, as well as the United States
19 District Court for the Central, Eastern, and Northern Districts of California, including but not
20 limited to the following class actions: *Chan Lanier v. Citigroup, Inc. et al.*, San Francisco
21 Superior Court Case No. CGC-05-445143; *Naqvi v. Acoustic Home Loans et al.*, Orange County
22 Superior Court Case No. 05CC00263; *Ortega v. AIG*, Central District of California Case No. CV
23 06-0196-RSWL (PJWx); *Universal Protection Overtime Cases*, Orange County Superior Court,
24 Judicial Council Coordination Proceeding No. 4480; *Hernandez v. CVS Corp. et al.*, Judicial
25 Council Coordination Proceeding No. 4539; *Padilla v. Safeway*, San Benito County Superior
26 Court Case No. CU-16-00182; *Valles v. Community Hospital of the Monterey Peninsula*,
27 Monterey County Superior Court Case No. 17CV003452; *DirecTv Wage and Hour Cases*, Santa

1 Clara Superior Court Judicial Council Coordination Proceeding No. 4850; *Perez v. Standard*
2 *Drywall, Inc.*, Alameda County Superior Court Case No. RG15761142; and *Davis v. Nugget*
3 *Market, Inc.*, Yolo County Superior Court Case No. CV-18-558.

4 9. My co-counsel and I will adequately represent the Class Members in this action.
5 Plaintiff's counsel have and will zealously represent Plaintiff and the Class and pursue this
6 lawsuit to its conclusion. I have no conflicts with the Class and will adequately represent the
7 Class.

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

10 Executed on this 9th day of February 2024, at Los Angeles, California.

11 
12 _____
13 Larry W. Lee
14
15
16
17
18
19
20
21
22
23
24
25
26
27