

Brian J. Mankin, Esq. [CSB No. 216228]
brian@lmlfirm.com
Misty M. Lauby [CSB No. 243009]
misty@lmlfirm.com
LAUBY, MANKIN & LAUBY LLP
5198 Arlington Avenue, PMB 513
Riverside, CA 92504
Tel: (951) 320-1444 | Fax: (951) 320-1445

Attorneys for Plaintiff, on a representative basis and on behalf of all others similarly situated

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF SAN BERNARDINO

PETER RODARTE, individually, on a
representative basis, and on behalf of all
others similarly situated;

Plaintiff,

vs.

WRIGHT BUSINESS GRAPHICS CA, a
California Limited Liability Company;
WRIGHT BUSINESS GRAPHICS LLC,
an Oregon Limited Liability Company;
ENNIS, INC., a Texas Corporation; and
DOES 1 through 20, inclusive;

Defendants.

Case No.: CIVSB2206705
*[Assigned to Hon. Judge David Cohn, Dept S26,
for all purposes]*

**DECLARATION OF PETER RODARTE
IN SUPPORT OF PLAINTIFF'S
UNOPPOSED MOTION FOR
PRELIMINARY APPROVAL OF CLASS
ACTION SETTLEMENT**

Hearing

Date: July 31, 2023

Time: 9:00 a.m.

Dept.: S26

Complaint Filed: March 25, 2022

I, Peter Rodarte, state and declare:

1. I am the Plaintiff in the above captioned action and have personal knowledge of
all matters stated herein and could competently testify thereto. I make this declaration in support
of the motion for preliminary approval of the class action settlement. I believe that the settlement
is fair and reasonable and constitutes a fair resolution of the claims alleged.

///

1 2. When I first retained my attorneys (Lauby, Mankin & Lauby), I chose to pursue
2 this case on a class action basis rather than as an individual claim. In that regard, I understood
3 that I had specific burdens as the “Class Representative,” which included: (a) representing the
4 interests of all class members, (2) considering the interests of all class members above my own
5 personal interests, (3) participating actively in the lawsuit, including potential testimony at
6 deposition and trial, and keeping generally aware of the status and progress of the lawsuit.
7 Moreover, I understood that any resolution of the lawsuit is subject to court approval and must
8 be designed in the best interests of the class as a whole.

9 3. Since first initiating this action on behalf of the proposed class, I believe that I
10 have more than adequately performed my duties as a class representative. I have been an active
11 participant in this litigation, including assisting my attorneys in various ways and making myself
12 available when needed, as well as proactively updating my attorneys when I found out new
13 information, including regarding information about the settlements and releases being offered to
14 class members. For example, I have assisted my attorneys by compiling and analyzing
15 substantial documentation regarding the claims in this case. I have also helped to explain and
16 discuss the company’s practices and their general practices and procedures, locating and
17 analyzing company documents, among others. I have also reviewed all settlement documents and
18 believe that this settlement is fair for the class. Finally, I will continue to take all steps necessary
19 to finalize this settlement and obtain court approval.

20 4. I have no conflicts with the proposed class members and will continue to assist
21 with the litigation and prosecute the case on behalf of the other employees.

22 5. I respectfully request that the court preliminarily approve the service award. As
23 outlined above, I have performed substantial services for the Class and helped obtain a highly
24 beneficial settlement for my fellow employees. And I have also agreed, as part of this Class
25 action settlement, to waive all of my claims against the company as part of this settlement and in
26 exchange for the service award – which goes well beyond the release given by other class
27 members. At the final approval stage, I will submit an additional declaration setting forth all the
28 work I did for this case, including an estimated number of hours spent assisting the Class and my

1 attorneys.

2 I declare under penalty of perjury under the laws of the State of California that the
3 foregoing is true and correct. Executed on Jul 5, 2023, at Rialto, California.

4 Peter Rodarte
5 By: Peter Rodarte (Jul 5, 2023 21:20 PDT)
6 Peter Rodarte
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28