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Attorneys for Plaintiff and Aggrieved Employees

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF SANTA CLARA

MATTHEW ONG, as an individual and on behalf
of aggrieved employees,

Plaintiff,

vs.

EHEALTHINSURANCE SERVICES, INC., a
Delaware corporation; and DOES 1 through 50,
inclusive,

Defendants.

Case No. 22CV399893

[Assigned for all purposes to the Hon. Charles F.
Adams, Dept. 7]

**DECLARATION OF MATTHEW ONG IN
SUPPORT OF PLAINTIFF'S MOTION TO
APPROVE SETTLEMENT AGREEMENT
PURSUANT TO THE PRIVATE
ATTORNEYS GENERAL ACT**

Date: June 6, 2024

Time: 1:30 P.M.

Dept.: 7

Complaint Filed: July 5, 2022

Trial Date: None

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I, Matthew Ong, declare as follows:

1. I am an individual over the age of 18. I am the named Plaintiff in the above-referenced action. I have personal knowledge of the facts set forth below and if called to testify I could and would do so competently.

2. I was employed by Defendant eHealthInsurance Services, Inc. (“Defendant”) from on or about July 2021, to on or about April 4, 2022. During my employment with Defendant, I worked as a non-exempt employee in Santa Clara, California.

3. During my employment, I was required to boot up my computer, log-in, and use my cell phone to authenticate the log-in process, at the start of each work shift and during my meal breaks. This procedure was done entirely off-the-clock. As a result, I contend that I was not paid all wages owed.

4. In addition, I earned non-discretionary remuneration such as bonuses and incentives. During periods when I earned nondiscretionary pay and was paid meal period premiums, rest period premiums, and/or sick pay, I was not paid said wages accurately.

5. Lastly, as a result of the underpayment of wages, I contend that I was issued inaccurate wage statements that displayed inaccurate rates of pay, total hours worked, net wages earned, and gross wages earned.

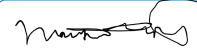
6. I understand that the claims alleged in this action were brought on a representative basis on behalf of other aggrieved employees of Defendant. I do not believe I have any interests that are adverse to the other employees that are part of the PAGA settlement.

7. I have spent a significant amount of time discussing this matter with my attorneys on many occasions and explaining my understanding of Defendant's practices. To date, I have performed a number of tasks in my role as the representative. This includes discussing this case and the facts involved with my attorneys; searching for and providing documents pertaining to the case; reviewing the files and pleadings, including my paystubs/payroll documents, the PAGA letter, the complaints, and the Settlement Agreement; responding to any questions from my attorneys regarding Defendant's practices; remain available during mediation; and regularly providing information to my attorneys. In total, I estimate that I have spent roughly 25 hours in connection with the prosecution of this lawsuit.

1 8. I have discussed the terms of the Settlement Agreement with my attorneys, and based on
2 the information provided, I believe the settlement to be fair, reasonable, and adequate for myself and for
3 all other employees who worked for Defendant.

4 9. I am proud of the result and accomplishment of this lawsuit. I feel that it is a positive
5 accomplishment and understand that other people will benefit because of the actions that I have taken.

6 I declare under penalty of perjury that the foregoing is true and correct. Executed on this ¹⁵
7 day of January 2024, at Sacramento, California.

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9 ID 6U4QAaHC38Xm8xUNJ3LB4VQu

Matthew Ong