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SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN DIEGO

LY HAI on behalf of himself, those similarly
situated, and/or aggrieved California-based
non-exempt employees,

Plaintiff,

vs.

SUNROAD HS AUTO, INC.; AND DOES 1
THROUGH 100, INCLUSIVE,

Defendants.

Case No.: 37-2022-00025788-CU-OE-CTL

Honorable Judy Bae
Department C-62

**DECLARATION OF PLAINTIFF LY HAI IN
SUPPORT OF MOTION FOR APPROVAL
OF PAGA SETTLEMENT**

Date: March 28, 2025
Time: 9:10 a.m.
Dept: C-62

Complaint Filed: June 30, 2022
FAC Filed: October 17, 2024
Trial Date: Not Set

1 **DECLARATION OF LY HAI**

2 I, Ly Hai, declare and state as follows:

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

7 2. I was employed by Defendant SUNROAD HS AUTO, INC. ("Defendant") as non-
8 exempt employee from approximately January 2019 through April 2021.

9 3. Because I thought the practices at Defendant may not be lawful, I decided to seek legal
10 advice about my work experiences at Defendant and about filing a lawsuit to obtain relief for my
11 grievances. I wanted to take steps to make sure Defendant was held accountable for not properly
12 compensating its employees for all hours worked and for non-compliant meal and rest breaks. After
13 speaking with attorneys, I also investigated class and representative action lawsuits on my own.
14 Thereafter, I further consulted with the attorneys at Blackstone Law, APC about my situation, class
15 actions, representative action lawsuits under the Private Attorneys General Act ("PAGA"), and what
16 it meant to bring a class and PAGA action so that I understood what I was considering doing.

17 4. I have regularly conferred with my attorneys regarding the case as part of my
18 responsibilities as a PAGA representative. This process included searching for and providing
19 documents concerning my employment with Defendant, answering any questions my attorneys had
20 about the documents, providing information regarding the company's practices and the duties of other
21 hourly-paid and/or non-exempt employees, and helping my attorneys develop a strategy as to what
22 additional documents and information they could seek to obtain from Defendant.

23 5. I routinely checked in with my attorneys and their staff to make sure that they had all
24 of my most current information and any additional information that I had obtained. I made myself
25 available to answer any questions my attorneys had about Defendant's practices and treatment of its
26 employees whenever they needed me. I responded to them as quickly as possible and gave them as
27 much information as I could.

28 6. I understood that in the event this matter did not settle and proceeded with trial, I would

1 need to be in court to participate in the trial. I was ready to perform that role, as well as fulfill any
2 responsibilities that are necessary for this lawsuit.

3 7. I know that I took a sizeable risk by bringing and pursuing this lawsuit for several
4 reasons. First, I understood that if I lost, I would potentially have to pay the costs in the lawsuit. I
5 also understood there was a risk of losing any job and/or income due to the time that I would have to
6 spend fulfilling my responsibilities in this matter, including having to attend the trial, if needed. Most
7 importantly, I believe that by pursuing this case, I have taken a significant risk because future
8 employers can easily find out that I sued my prior employer, and that may negatively impact my ability
9 to find employment within this industry – and even outside of it – in the future. In contrast, the other
10 employees who will be receiving money from this lawsuit did not have to file a claim or take the risk
11 that I took in bringing this action.

12 8. I reviewed the settlement agreement, discussed the settlement agreement with my
13 attorneys, and asked them questions before signing it.

14 9. I believe that I have done everything that my attorneys have asked of me and tried, to
15 the best of my ability, to seek relief for the PAGA Employees and the State of California. I have spent
16 approximately 45-50 hours participating in this case as described above. I believe my efforts helped
17 get the result obtained in this case.

18 10. I understand that any resolution of this lawsuit on a class wide basis is subject to court
19 approval, and any settlement must be designed in the best interest of the State of California and the
20 PAGA Employees. At all times throughout the course of this litigation I have considered the interests
21 of the State and PAGA Employees and put them before my own personal interests.

22 11. I understand that incentive or enhancement awards are discretionary and intended to
23 compensate named plaintiffs for: the quality and quantity of the work done on behalf of the other
24 employees, the financial and/or reputational risk undertaken in bringing the action, and an
25 acknowledgment of the benefits resulting from the representative's actions. I believe my work in this
26 matter is meritorious on these points for the reasons set forth above.

27 12. I respectfully request that the Court approve and award me a Service Award in the
28 amount of \$7,500 for my efforts and active participation in the case. Taking into consideration the

1 time that I dedicated to this case, I believe that this amount is reasonable.

2 13. I understand that Blackstone Law, APC, Zakay Law Group, and JCL Law Firm, will
3 share the attorneys' fees in this matter. I agreed to this in writing. I understand that the amount of
4 attorneys' fees will not increase as a result of this fee sharing.

5 14. I am not related to anyone associated with Blackstone Law, APC, Zakay Law Group,
6 or JCL Law Firm.

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8 I declare under penalty of perjury under the laws of the State of California that the foregoing
9 is true and correct. Executed on 03/03/2025, at San Diego, California.

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12 **LY HAI**
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