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10 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
11 **FOR THE COUNTY OF SANTA CLARA**

12 KAMLESH KRISHNA, as an individual
13 and on behalf of all others similarly
14 situated,

15 Plaintiffs,

16 v.

17 CEPHEID, a Corporation; and DOES 1
18 through 50, inclusive,

19 Defendants.

CASE NO. 22CV397316

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

**DECLARATION OF WILLIAM L. MARDER
IN SUPPORT OF PLAINTIFFS' NOTICE OF
MOTION AND MOTION FOR
PRELIMINARY APPROVAL**

Date: July 18, 2024

Time: 1:30 P.M.

Dept.: 7

Complaint Filed: April 26, 2022

FAC Filed: June 29, 2022

SAC Filed: January 5, 2023

Trial Date: None Set

ADDITIONAL COUNSEL FOR PLAINTIFF

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DECLARATION OF WILLIAM L. MARDER

I, William L. Marder, declare as follows:

1. I am an attorney admitted to practice in the State of California and am a partner of the law firm of Polaris Law Group, one of the attorneys of record for Plaintiff. I make this declaration on the basis of my own personal knowledge, except as to those matters stated on information and belief and, as to those matters, I believe them to be true. If called as a witness, I could testify competently as to the facts stated in this declaration.

2. From the inception of the case, Class Counsel has zealously represented the interests of the Class. Class Counsel engaged in substantial discussions with opposing counsel to obtain informal data and documents on behalf of the Class. This settlement was obtained for the benefit of the Class, as opposed to the individual Class Representatives.

3. Although I am confident that litigation of the claims would result in a classwide judgment against Defendant, I recognize the inherent risks in litigation, including the specific risks that class certification could be denied, liability could not be established at trial, or the applicable law could change, as well as the potential for appeals and the costs of pursuing litigation. Based on my review of all the information, and based on my experience in class action litigation, I believe this settlement to be fair, adequate, and reasonable.

4. I graduated from UCLA Law School in 1993 and was admitted to the California Bar in 1994. Since that time, I have acquired substantial experience in employment litigation. I have represented both plaintiffs and defendants. I estimate that I have handled more than 300 employment cases, litigating cases in state and federal courts. I have defended large institutional employers in employment cases. From 1995-1997, as an associate at Bolling, Walter & Gawthrop in Sacramento, I represented the City of Sacramento, Yolo County, the City of Davis, Solano County, and other employers in employment litigation in state and federal courts.

5. From 1997-2000, I served as a Deputy County Counsel in San Benito, handling all of its employment matters. These matters include advising the county on compliance with wage and hour laws, arbitrations, and litigation.

6. From 2002-2006, I was a partner at Paxton O'Brien, LLP in Hollister, an AV rated

1 firm, where I represented numerous plaintiffs and defendants in employment lawsuits.

2 7. In 2006, I co-founded my current firm, Polaris Law Group, where I spend most of my
3 time handling employment cases. I primarily represent employees.

4 8. I have been the sole trial attorney in two jury trials in which I represented plaintiffs
5 who prevailed on wrongful termination claims brought pursuant to the California Fair Employment
6 & Housing Act, California Government § 12900 et seq. These cases are *Gamayo v. Drobny Law*
7 *Offices*, Sacramento Superior Court Case No. 34-2008-00005372CU, and *Cherub Berlanga v.*
8 *Willow Grove School District*, San Benito County Superior Case No. CU-09-00100.

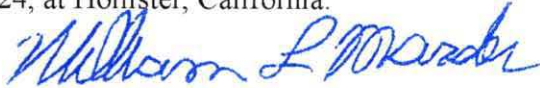
9 9. I have been the sole trial attorney in two court trials in which I represented plaintiffs
10 who prevailed on wage and hour claims. These cases are *Smith v. Joyce*, Monterey County Superior
11 Court Case No. M74334, and *Nava v. Rodriguez*, San Benito County Superior Court Case No. CU-
12 08-00022.

13 10. I have also been approved as class counsel in numerous cases including *Sison v.*
14 *Headway Technologies*, Santa Clara Superior Court Case No. 1-13-CV-254591, and *Barrera v.*
15 *Home Depot*, Northern District of California Case No. C 12 5199 LHK.

16 11. My co-counsel and I will adequately represent the Class Members in this action. We
17 have and will dutifully represent Plaintiff and the Class and pursue this lawsuit to its conclusion. I
18 have no conflicts with the Class.

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

21 Executed on this 25th day of June 2024, at Hollister, California.

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23 William L. Marder
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