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Attorneys for Plaintiff

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

LATISHA ANQUNETTE JOHNSON,
individually, and on behalf of other members
of the general public similarly situated and on
behalf of other aggrieved employees pursuant
to the California Private Attorneys General
Act;

Plaintiff,

vs.

AMERICARE HEALTH & RETIREMENT
INC., a California corporation;
SILVERGATE FALLBROOK, an unknown
business entity; AMERICARE
HEALTHCARE & RETIREMENT, INC., an
unknown business entity; SILVERGATE
SAN MARCOS, an unknown business entity;
SILVERGATE RETIREMENT RESDENCE
& MEMORY CARE SUITES, an unknown
business entity; and DOES 1 through 100,
inclusive,

Defendants.

Case No. 37-2020-00051286-CU-OE-CTL

Honorable Joel R. Wohlfeil
Department C-73

CLASS ACTION

**DECLARATION OF LATISHA
ANQUNETTE JOHNSON IN SUPPORT
OF PLAINTIFF'S MOTION FOR
PRELIMINARY APPROVAL OF CLASS
ACTION SETTLEMENT**

[Notice of Motion and Motion for
Preliminary Approval of Class Action
Settlement; Declaration of Proposed Class
Counsel (Annabel Blanchard); and
[Proposed] Order filed concurrently
herewith]

Date: November 3, 2023
Time: 9:00 a.m.
Department: C-73

Complaint Filed: December 22, 2022
Trial Date: None Set

DECLARATION OF LATISHA ANQUETTE JOHNSON

I, **Latisha Anquette Johnson**, hereby declare as follows:

1. I am over 18 years of age and a resident of California. I am the named plaintiff in the above-captioned case. I have personal knowledge of the facts and statements set forth in this declaration, and if called upon to testify, I could and would competently testify thereto.

2. I was employed by AmeriCare Health and Retirement, Inc. (“AmeriCare”) as an hourly-paid, non-exempt Caregiver from approximately October 2016 to approximately May 2018. I decided to seek legal advice about my work experiences with AmeriCare and about pursuing my grievances. I contacted Lawyers *for* Justice, PC and spoke with attorneys there. I wanted to do whatever I could to make sure AmeriCare was held accountable for not paying its employees for all hours worked and non-compliant meal and rest breaks. After speaking with the attorneys, I investigated complex wage-and-hour and class action lawsuits on my own and did some research into the leading class action and employment law firms in California for approximately **6 hours**. Thereafter, I consulted with the attorneys at Lawyers *for* Justice, PC for **5 hours** discussing my situation, complex wage-and-hour class actions and representative actions under the Private Attorneys General Act (“PAGA”) in general, and what it meant to be a named plaintiff, class representative, and, eventually, a PAGA representative.

3. I have spent over **14 hours** communicating with my attorneys regarding the case and fulfilling my responsibilities as a class and PAGA representative, which included gathering documents concerning my employment with AmeriCare, reviewing documents with my attorneys, answering questions, and providing guidance regarding the duties of non-exempt employees, and helping develop a strategy as to what documents and information to obtain from AmeriCare. I routinely checked in with my attorneys and their staff to make sure that they had all my most current information and any additional information that I had obtained.

1 4. Throughout the case, I was available to answer any questions my attorneys had, and
2 available to speak and meet with my attorneys whenever they needed me. I responded to them as
3 quickly as possible and gave them as much information and identified as many documents as I
4 could. I spent at least **11 additional hours** speaking with my attorneys about the case, identifying
5 potential witnesses, providing my attorneys with documents and information concerning the case,
6 and also describing policies, practices, and procedures of AmeriCare. During the discovery phase
7 of the litigation, I spent approximately **5 additional hours** reviewing AmeriCare's discovery
8 requests, locating documents, and providing documents and responses to my attorneys.
9

10 5. As far as the settlement is concerned, I was available to review documents and
11 answer any questions my attorneys had. I spent about **5 hours** reviewing the settlement agreement
12 and about **4 hours** asking questions and discussing the potential settlement with my attorneys
13 before signing the settlement agreement.
14

15 6. I believe that I have done everything that my attorneys have asked of me and have
16 tried, to the best of my ability, to represent the class and seek relief for the aggrieved employees
17 and the State of California. I think my efforts helped to get the result obtained in this case, and as
18 a class and PAGA representative, I respectfully request that the Court award me a service award
19 in the amount of \$7,500.00 for my active participation in this case. Taking into consideration the
20 time that I have dedicated to this case, I believe that this amount is reasonable.
21

22 7. I am not related to anyone associated with Lawyers *for* Justice, PC.
23

24 8. I have not entered into any undisclosed agreements, nor have I received any
25 undisclosed compensation in this case. The only compensation I will receive is whatever amount
26 the Court awards as a service award, as well as my share of the settlement as a class member.
27

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

09/07/2023

3 Executed this _____ day of September 2023, at Garden Grove, California.

4 
5 Electronically Signed 2023-09-07 22:40:24 UTC - 166.199.151.33
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