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Attorneys for SOVATANA SAUT and
JOHN HISATO NAKATANI individually
and on behalf of all others similarly situated

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES**

SOVATANA SAUT and JOHN HISATO
NAKATANI, individually and on behalf of
themselves and all others similarly situated,

Plaintiffs,

v.

MCKESSON CORPORATION, a Delaware
Corporation; and DOES 1-50, inclusive,

Defendants.

Case No. 22STCV28690

Assigned for All Purposes to:
Hon. Maureen Duffy Lewis
Dept.: 38

**DECLARATION OF PLAINTIFF
SOVATANA SAUT IN SUPPORT OF
MOTION FOR PRELIMINARY
APPROVAL OF CLASS ACTION AND
PAGA SETTLEMENT AGREEMENT,
APPROVAL OF NOTICE TO CLASS
MEMBERS, APPROVAL OF
SETTLEMENT ADMINISTRATOR, AND
SETTING HEARING FOR FINAL
APPROVAL OF SETTLEMENT**

1 I, Sovatana Saut, declare as follows:

2 1. I am one of the named Plaintiffs in this action. The facts set forth herein are true of my
3 own personal knowledge, and if called upon to testify thereto, I could and would competently do so
4 under oath.

5 2. During my employment, I believe that I was not paid for all hours worked, including
6 overtime and minimum wages, I was not provided compliant meal and rest breaks, I was not timely
7 paid all wages owed during employment and upon termination, I was not provided accurate wage
8 statements, I was not reimbursed for all necessary business expenses and I was not paid lawful sick
9 leave. Based on my experience and observations of the policies and practices of Defendant McKesson
10 Corporation ("Defendant" or "McKesson"), I believe other Class Members had similar experiences and
11 suffered the same violations.

12 3. After meeting with my attorneys, I decided to file a class action and a PAGA lawsuit to
13 seek relief for myself and all similarly situated employees. I agreed to serve as Class Representative.

14 4. On May 27, 2022, I submitted a letter to the California Labor Workforce Development
15 Agency ("LWDA") alleging that McKesson Corporation: (1) failed to pay all wages for hours worked
16 (including overtime and minimum wages); (2) failed to provide lawful meal periods; (3) failed to
17 authorize and permit rest periods; (4) failed to timely pay wages during employment; (5) failed to
18 provide accurate itemized wage statements; (6) failed to keep accurate payroll records; (7) failed to
19 timely pay all wages owed upon separation from employment; and (8) failed to reimburse business
20 expenses.

21 5. On June 27, 2022, I filed a class action in Los Angeles County Superior Court titled
22 *Sovatana Saut and John Hisato Nakatani v. McKesson Corporation*, Case No. 22STCV20831,
23 alleging: (1) failure to pay minimum wages; (2) failure to pay overtime owed; (3) failure to provide
24 lawful meal periods; (4) failure to authorize and permit rest periods; (5) failure to timely pay wages
25 during employment; (6) failure to timely pay wages owed upon separation from employment; (7)
26 failure to reimburse necessary expenses; (8) knowing and intentional failure to comply with itemized
27 wage statement provisions; and (9) unfair competition.

28 6. On September 1, 2022, I filed the present PAGA action seeking PAGA penalties for the

1 violations alleged in the Class Action and LWDA letter. As part of this settlement, I have filed a First
2 Amended Complaint in the Los Angeles County Superior Court action, which effectively bringing the
3 class claims into this PAGA action.

4 7. I worked for Defendant as an hourly, non-exempt as a Material Handler, a non-exempt
5 hourly employee, at the Defendant's distribution center in Santa Fe Springs from July 6, 2005 through
6 December 2021. Defendant is a medical distributor that operates in California.

7 8. I allege that, during my employment, Defendant failed to provide compliant meal and
8 rest breaks, failed to pay all minimum and overtime wages owed, failed to pay all wages due upon
9 termination, failed to provide complete and accurate wage statements, failed to reimburse for necessary
10 expenses, failed to provide and/or pay for accrued sick leave, and failed to produce employee records.
11 This was true for myself and my fellow Class Members.

12 9. I understood my duty as Class Representative was to actively participate in the case and
13 keep apprised of its progress and to consider the Class's interests as I consider my own. I have worked
14 diligently to fulfill these duties by assisting my attorneys in investigating and prosecuting this action on
15 behalf of the Class. I do not believe, nor do I have any reason to believe, that my interests in this
16 lawsuit are in conflict with or in any way antagonistic to the interests of my fellow Class Members.

17 10. I understood the risks of serving as Class Representative, including potential liability for
18 Defendant's costs/fees and reputational harm that could affect future employment prospects. Despite
19 these risks, I felt obligated to pursue this case to vindicate our rights and recover wages owed.

20 11. As one of the named Plaintiffs in this action, I have provided significant assistance to
21 Class Counsel in this case. Among other things, I provided factual background for the mediation and
22 Complaints; spoke with other class members about their experiences working for Defendant; reviewed
23 the Complaints and settlement documents; searched for and provided documents; reviewed documents
24 with my attorneys; participated in calls to discuss litigation and settlement strategy; prepared for my
25 deposition and had my deposition taken; assisted in responding to discovery; and made myself
26 available for a full-day mediation. At no time did I ever have a guarantee of any personal benefit as a
27 result of this case. On the contrary, I assumed significant risk in bringing this litigation, namely, had I
28 lost, I could have been ordered to pay Defendant's costs, and my name will be attached to this lawsuit.

12. My attorneys provided me the proposed Class Action and PAGA Settlement, which I carefully reviewed and discussed with them before signing. As Class Representative, I have agreed to a broader release than other Class Members.

13. I am aware of the major details of the Settlement Agreement including the non-reversionary Gross Settlement Amount (GSA) of \$2,250,000.00 and the requested allocations therefrom. Even though I strongly believe in the merits of the case that I have brought, I understand that there are no guarantees in litigation and there are significant legal hurdles to overcome to prevail in this action if this case continues to be litigated. Given these risks, I believe the Settlement is fair, adequate, and reasonable and is in the best interest of the Class.

14. It is my understanding that based upon my efforts as the named Plaintiff in this action, I am requesting a Class Representative Service Payment. I understand that any award is subject to the Court's discretion. I respectfully request that the Court grant this award to me in the amount of \$10,000 for my service to the class and efforts in prosecuting this action, and in exchange for the broad general release that will enter into as part of the Settlement.

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

Executed on 07/25/2024 in Signal Hill, California.


Sovatana Saut (Jul 25, 2024 11:35 PDT)



Journal Technologies Court Portal

Make a Reservation

SOVATANA SAUT, INDIVIDUALLY AND ON BEHALF OF THEMSELVES AND ALL OTHERS
SIMILARLY SITUATED, et al. vs MCKESSON CORPORATION, A DELAWARE CORPORATION

Case Number: 22STCV28690 Case Type: Civil Unlimited Category: Other Employment Complaint Case
Date Filed: 2022-09-01 Location: Stanley Mosk Courthouse - Department 38

Reservation

Case Name:

SOVATANA SAUT, INDIVIDUALLY AND ON BEHALF
OF THEMSELVES AND ALL OTHERS SIMILARLY
SITUATED, et al. vs MCKESSON CORPORATION, A
DELAWARE CORPORATION

Case Number:

22STCV28690

Type:

Motion re: (Motion for Preliminary Approval)

Status:

RESERVED

Filing Party:

SOVATANA SAUT, individually and on behalf of
themselves and all others similarly situated (Plaintiff)

Location:

Stanley Mosk Courthouse - Department 38

Date/Time:

10/11/2024 9:30 AM

Number of Motions:

1

Reservation ID:

796399044398

Confirmation Code:

CR-CZ9L5GWZT8UFAMQSY

Fees

Description	Fee	Qty	Amount
Motion re: (name extension)	0.00	1	0.00

Chat

Description	Fee	Qty	Amount
TOTAL			\$0.00

Payment	
Amount: \$0.00	Type: NOFEE
Account Number: n/a	Authorization: n/a
Payment Date: n/a	

 Print Receipt

 [Reserve Another Hearing](#)