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Attorneys for Plaintiff

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF MONTEREY**

JORGE DAGOBERTO RIVERA CAMACHO,
on behalf of the State of California and other
aggrieved persons,

Plaintiff,

v.

BRAGA FRESH FOODS, LLC, a California
Limited Liability Company; and DOES 1
through 10, inclusive,

Defendants.

Case No.: 22CV002573

PAGA REPRESENTATIVE ACTION

*[Assigned for all purposes to: Hon. Thomas
W. Wills, Dept. 15]*

**DECLARATION OF PLAINTIFF JORGE
DAGOBERTO RIVERA CAMACHO IN
SUPPORT OF PLAINTIFF'S MOTION
TO APPROVE PAGA SETTLEMENT**

1 **DECLARATION OF PLAINTIFF JORGE DAGOBERTO RIVERA CAMACHO**

2 I, Jorge Dagoberto Rivera Camacho, declare as follows:

3 1. I am an adult resident of the State of California, and, if called as a witness in this
4 action, I would testify truthfully to the matters described in this declaration. All of the matters
5 described in this declaration are within my personal knowledge, except those matters that are stated
6 to be upon information and belief. As to such matters, I believe them to be true.

7 2. I make this declaration entirely of my own free will and choice. I have not been
8 promised any benefit for doing so, and I have not been pressured into giving this declaration.
9 Before signing this declaration, I was given the opportunity to review it, make changes, and verify
10 the accuracy of its contents.

11 3. I am a former employee of Braga Fresh Foods, LLC (“Defendant”). I worked for
12 Defendant from approximately 2019 to approximately October 2021 as an hourly-paid, non-
13 exempt employee. Throughout the entirety of my employment, I was subject to all of Defendant’s
14 policies and practices that have been alleged as unlawful in the Private Attorneys General Act
15 (“PAGA”) Notice sent to Defendant and the Labor & Workforce Development Agency and the
16 PAGA Representative Action Complaint.

17 4. I initiated this lawsuit because I was concerned that I was not paid properly for all
18 the hours that I worked, and I was not provided all of my meal and rest breaks.

19 5. By originating this lawsuit, I hoped that I might be able to change Defendant’s
20 policies to better protect the working conditions of my co-workers. I also understood that it was
21 my duty to represent the best interests of the aggrieved employees, know about the lawsuit, assist
22 my attorneys, and keep updated on the case.

23 6. I have invested a lot of personal time and energy into this lawsuit. As detailed more
24 fully below, I have spent approximately 40 hours on this case. I made it a priority to be actively
25 involved because I wanted to do everything I can to assist my attorneys in prosecuting this case.

26 7. Throughout this case, I spent a lot of time on the phone with my attorneys to get
27 updates about the case and provide them with information. For example, during some of the phone
28 calls, my attorneys and I were able to identify instances when I was not paid correctly.

1 Additionally, leading up to the mediation in August 2023, I had multiple lengthy phone calls with
2 Wilshire Law Firm regarding the claims at issue and what was to transpire at the mediation.

3 8. Throughout the case, I also spent time looking for documents relevant to the case to
4 send to my attorneys. I spent numerous hours looking for these documents, including when I first
5 contacted my attorneys, before my attorneys filed the case, and before my case was mediated. I
6 also spent time reviewing legal documents in this case, including the retainer and settlement
7 agreement and discussed, in detail, the terms with my attorneys.

8 9. Additionally, I made myself fully available on the day of mediation and was in
9 continuous contact with my attorneys to assist with any questions or issues that may have arisen.

10 10. I believe the settlement is a good settlement and I would recommend that the Court
11 approve it because I believe that this settlement is fair, adequate, and reasonable. I am glad that I
12 had the opportunity to represent the aggrieved employees in this lawsuit and that I was able to
13 recover money through a settlement for the aggrieved employees.

14 11. I did not make the decision to file this action lightly. I was concerned by the
15 attention a publicly filed lawsuit, and especially a representative action, would attract. My name
16 would be associated with a lawsuit that I filed against my former employer. I am mindful that
17 prospective employers might find out that I sued Defendant. Nevertheless, I felt that important
18 rights were at stake that hurt everyone, and something ought to be done about it.

19 12. I also understand that there was financial risk in bringing this lawsuit. For example,
20 I knew that if I did not prevail in this lawsuit that I could potentially be responsible for Defendant's
21 attorneys' fees and costs.

22 13. I understand that the settlement agreement provides a service payment to me in the
23 amount of \$10,000.00. I believe this amount is fair compensation for my time and effort on this
24 case, for helping to prosecute this case, and the risks with respect to my future employment. In
25 addition, the settlement requires that I enter into a general release, which I understand is broader
26 than the release that will bind other aggrieved employees. I am receiving no compensation
27 additional to that provided for in the settlement.
28

DocuSigned by:

8E97E24307A5476A...
Jorge Dagoberto Rivera Camacho

1 **PROOF OF SERVICE**

2 *Camacho, et al. v. Braga Fresh Foods, LLC*
3 22CV002573

4 STATE OF CALIFORNIA)
5) ss
6 COUNTY OF LOS ANGELES)

7 I, Zeyra Ceballos, state that I am employed in the aforesaid County, State of California;
8 I am over the age of eighteen years and not a party to the within action; my business address is
9 3055 Wilshire Blvd., 12th Floor, Los Angeles, California 90010. My electronic service address
10 is zceballos@wilshirelawfirm.com.

11 On **February 29, 2024**, I served the foregoing **DECLARATION OF PLAINTIFF**
12 **JORGE DAGOBERTO RIVERA CAMACHO IN SUPPORT OF PLAINTIFF'S MOTION**
13 **TO APPROVE PAGA SETTLEMENT**, on the interested parties by placing a true copy
14 thereof, enclosed in a sealed envelope by following one of the methods of service as follows:

15 Alden J. Parker (SBN 196808)
16 aparker@fisherphillips.com
17 Rebecca Hause-Schultz (SBN 292252)
18 rhause-schultz@fisherphillips.com
19 Christopher J. Truxler (SBN 282354)
20 ctruxler@fisherphillips.com
21 Christina M. Anton (SBN 340329)
22 canton@fisherphillips.com
23 Alexandra H. Mills (SBN 345837)
24 amills@fisherphillips.com
25 Vicki Rathke
26 vrathke@fisherphillips.com
27 Alicia Malerbi
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FISHER & PHILLIPS LLP
621 Capitol Mall, Suite 1400
Sacramento, California 95814
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Facsimile: (916) 210-0401

Attorneys for Defendant

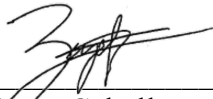
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1 (X) **BY E-MAIL:** I hereby certify that this document was served from Los Angeles,
2 California, by e-mail delivery on the parties listed herein at their most recent known
3 email address or e-mail of record in this action.

4 I declare under the penalty of perjury under the laws of the State of California, that the
5 foregoing is true and correct.

6 Executed on **February 29, 2024** at Los Angeles, California.

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9 Zeyra Ceballos
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