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7 Attorneys for Defendant
8 AV Decking, Inc.

9 SUPERIOR COURT OF THE STATE OF CALIFORNIA
10 COUNTY OF LOS ANGELES

11
12 JUSTIN BRAUN on behalf of himself and all
13 others similarly situated;

14 Plaintiff,

15 v.

16
17 AV DECKING, INC. doing business in
18 California as AV METAL DECKING; and
DOES 1 through 100, inclusive;

19 Defendants.
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Case No. 25STCV01069

Assigned to the Hon. Elaine Lu

**DECLARATION OF ANTHONY VELEZ
IN RELATION TO PLAINTIFF'S
MOTION FOR PRELIMINARY
APPROVAL OF CLASS ACTION
SETTLEMENT**

Action Filed: January 15, 2025

1 I, Anthony Velez, declare as follows:

2 1. I am an individual over the age of 18. Unless otherwise indicated, I state the
3 following of my own personal knowledge, and if necessary, I could and would testify
4 competently thereto.

5 2. I am the President of AV Decking, Inc. ("AV Decking"). I submit this declaration
6 in support of Plaintiff's Motion for Preliminary Approval of Class Action Settlement.

7 3. Under the Settlement Agreement in this case, AV Decking has agreed to pay a
8 settlement of \$500,000 in monthly installment payments over a period of twenty-four months
9 from the date of mediation, January 22, 2026. Payments are set to be completed and the
10 settlement fully funded before January 28, 2028, pursuant to the parties' agreement. The first ten
11 (10) monthly payments will be paid monthly to the settlement administrator in the amount of
12 \$10,000. The next thirteen (13) monthly payments will be in the amount of \$30,000. A final
13 payment of \$10,000 is due no later than January 28, 2028.

14 4. Due to the financial condition of AV Decking, the company is currently unable to
15 pay the full settlement in one lump-sum payment and will need the full twenty-four months to
16 fully fund the settlement amount. AV Decking operates in the construction field with tight
17 margins due to high overhead, including material and labor costs. As a subcontractor, AV
18 Decking is often paid at the completion of a job, requiring the company to pay material and labor
19 costs before AV Decking is paid for a job. Because of this, AV Decking's cash flow requires the
20 settlement payment to be made in installments over the full twenty-four month period.

21 5. The parties have designated the charitable organization, National Alliance on
22 Mental Illness, Greater Los Angeles Chapter ("NAMI") as the beneficiary to receive any
23 uncashed settlement funds in connection with the proposed class action settlement in this matter.
24 [Settlement Agreement, § 8(F).]

25 6. I am the sole officer of AV Decking and I am not involved in the governance of
26 NAMI, nor do I receive any financial benefit from this nonprofit organization. Furthermore, AV
27 Decking has no relationship or affiliation with NAMI the proposed *cy pres* recipient.
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I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Dated: June 4th, 2026

Signed by:
Anthony Velez
506E4F3875C94FD...

Anthony Velez

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Justin Braun, et. al v. AV Decking, Inc., et al.
Los Angeles County Superior Court Case No.25STCV0169

PROOF OF SERVICE

I am employed in the County of Orange, State of California. I am over the age of 18 and not a party to the within action; am employed with the law offices of Snell & Wilmer L.L.P. and my business address is 600 Anton Boulevard, Suite 1400, Costa Mesa, California 92626-7689. My electronic transmission service address is dgarcia@swlaw.com.

On June 4, 2026, I served, in the manner indicated below, the foregoing document(s) described as **DECLARATION OF ANTHONY VELEZ IN RELATION TO PLAINTIFF'S MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION SETTLEMENT** on the interested parties in this action.

See Attached Service List

- ☐ BY REGULAR MAIL: I caused such envelopes to be deposited in the United States mail at Costa Mesa, California, with postage thereon fully prepaid. I am readily familiar with the firm's practice of collection and processing correspondence for mailing. It is deposited with the United States Postal Service each day and that practice was followed in the ordinary course of business for the service herein attested to (C.C.P. § 1013(a)).
- ☐ BY OVERNITE DELIVERY: I caused such envelopes to be delivered by air courier, with next day service, to the offices of the addressees(s). (C.C.P. § 1013(c)(d)).
- ☒ BY ELECTRONIC MAIL/CASE ANYWHERE: My office caused such document(s) to be delivered electronically to the following email addresses: tuvia@marqueelaw.com; nancy@marqueelaw.com
- ☐ BY PERSONAL SERVICE: I caused such document(s) to be delivered by hand to the offices of the addressees. (C.C.P. § 1011(a)(b)).

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

Executed on June 4, 2026, at Costa Mesa, California.



Dayanne Garcia

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1 *Justin Braun, et. al v. AV Decking, Inc., et al.*
2 *Los Angeles County Superior Court Case No.25STCV0169*

3 **SERVICE LIST**

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