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Attorneys for Plaintiff and the Class

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN BERNARDINO

LAMEISHA GEORGE, as an individual
and on behalf of all others similarly situated,

Plaintiff,

vs.

WESTWAYS STAFFING SERVICES,
INC., a California corporation; and DOES
1 through 50, inclusive,

Defendants.

Case No.: CIVSB2212594
[Consolidated with: CIVSB2217699]

[Assigned for all purposes to the Hon. Jessica
Morgan, Dept. S-26]

**DECLARATION OF KWANPORN “MAI”
TULYATHAN IN SUPPORT OF PLAINTIFF’S
MOTION FOR FINAL APPROVAL OF CLASS
ACTION SETTLEMENT**

Date: May 29, 2024
Time: 8:30 a.m.
Dept: S-26

Complaint Filed: June 16, 2022
Trial Date: None

1 **DECLARATION OF KWANPORN “MAI” TULYATHAN**

2 I, Kwanporn “Mai” Tulyathan, declare as follows:

3 1. I am an attorney at law, duly admitted to practice before all courts in the State of
4 California, and am a member of the law firm of the Diversity Law Group, P.C., counsel of record
5 for Plaintiff Lameisha George (“Plaintiff”). I have personal knowledge of the facts set forth below
6 and if called to testify I could and would do so competently.

7 2. I support the settlement as fair, reasonable, and adequate, and in the best interest of
8 the Class Members as a whole. The proposed settlement meets the criteria for this Court to grant
9 final approval of this matter on a class-wide basis, as the settlement is fair, adequate, and
10 reasonable.

11 3. The Stipulation of Class Action and PAGA Settlement and Release was the product
12 of negotiation between highly able and experienced attorneys on both sides who possessed the
13 relevant data and extensive legal research which they had carefully analyzed. Plaintiff’s Counsel
14 engaged in extensive factual investigation and discovery before settling.

15 4. I am one of the primary attorneys on this matter. My qualifications are as follows: I
16 received my J.D. from Loyola Law School in 2017. I received the First Honors Award in Legal
17 Research and Writing, First Honors Award in Appellate Advocacy, and First Honors Award in
18 Civil Litigation Practicum I for achieving the highest grade in those classes. During law school, I
19 was a Staff Editor for Loyola Law Review. I was also an extern at the U.S. District Court, Central
20 District of California, for the Honorable Christina A. Snyder, and a certified law clerk at the San
21 Diego County District Attorney’s Office, Collaborative Courts Division, and the Los Angeles
22 County District Attorney’s Office, Consumer Protection and Environmental Crimes Division. In
23 2016, I participated in Loyola Law School’s Scott Moot Court Competition, where I placed Top 16
24 and was awarded the Top Ten Brief Award. In 2017, I participated in the Employment Rights
25 Clinic, an extension of the Division of Labor Standards Enforcement created to investigate
26 retaliation complaints. Upon graduation from law school, I was admitted to the California Bar in
27 December 2017.

28 5. I am currently an associate at the law firm Diversity Law Group, P.C., an

1 employment law firm that has handled numerous wage and hour class and individual actions, on
2 both plaintiff and defense sides. The firm currently has cases in numerous state courts, including the
3 Santa Clara Superior Court, Los Angeles Superior Court, Orange County Superior Court, San
4 Diego County Superior Court, Monterey County Superior Court, as well as the United States
5 District Courts for the Central, Northern, Southern, and Eastern Districts of California.

6 6. I am currently handling and/or have handled numerous wage and hour class action
7 and PAGA lawsuits.

8 7. In 2018, I argued before the California Court of Appeal, Second Appellate District,
9 in the case of *Lee v. California Commerce Club, Inc.* (California Court of Appeal Case Number
10 B276171, LASC Case Number BC596924), and *Perez v. Standard Drywall, Inc.* (California Court
11 of Appeal Case Number A146819, Alameda Sup. Ct. No. RG15761142). In that same year, I also
12 assisted the firm in successfully obtaining class certification and partial summary judgment by the
13 United States District Court, Northern District of California in the case of *Magadia v. Wal-Mart*
14 *Associates, Inc.* (Case Number 17-CV-00062-LHK). I third chaired the bench trial in that same case
15 in December 2018.

16 8. I have also been certified and/or approved as class counsel in numerous other
17 wage/hour class actions. Most recently, I was certified as class counsel in the cases *Garcia v. Wal-*
18 *Mart Associates, Inc., et al.* (S.D. Cal., Case Number 3:18-cv-00500-L-MDD), *Richert v.*
19 *Samaritan, LLC, et al.* (Santa Clara County Superior Court, Case Number 17CV314186), *Song v.*
20 *THC – Orange County, Inc.* (C.D. Cal., Case No. 8-17-cv-965-JLS (DFM)), *Hernandez v. Wells*
21 *Fargo Bank National Ass’n, et al* (Santa Clara County Superior Court, Case No. 16-CV-299319),
22 and *Sims v. QG Printing II, LLC, et al.* (C.D. Cal., Case No. ED CV 20-1632-DMG (KKx)), as part
23 of the courts’ orders granting class certification pursuant to Fed. R. Civ. P. 23 and California Code
24 of Civil Procedure § 382.

25 9. Moreover, I was granted final approval as class counsel in *Lao v. H & M Hennes &*
26 *Mauritz, L.P.* (N.D. Cal., Case No. 5:16:cv-333 EJD), *Abarca v. El Estero Car Wash, Inc. et al*
27 (Monterey County Superior Court, Case No. 18CV003398), *Valles v. Community Hospital of the*
28 *Monterey Peninsula* (Monterey County Superior Court, Case No. 17CV003452), *Hernandez v.*

1 *Wells Fargo Bank National Ass’n, et al* (C.D. Cal., Case No. 16-CV-299319); *Baker v. California*
2 *Forensic Medical Group, Inc., et al.*, Judicial Council Coordination Proceeding No. 4999 (Lead
3 Case No. 17CV003723); *Mendez v. Falcon Trading Company* (Monterey County Superior Court,
4 Case No. 19CV004512).

5 10. To date, I have incurred approximately 23.9 hours in connection with the litigation
6 of this lawsuit. Attached as **Exhibit A** is a true and correct copy of a summary of the hours worked
7 on this action.

8 11. The total lodestar for my hours will be approximately \$14,340.00, based on the
9 above total hours of 23.9 at an hourly rate of \$600.00 per hour. In 2019 and 2020, I was approved
10 at an hourly rate of \$450.00 per hour by various Courts in a number of matters, including but not
11 limited to, *Lao v. H & M Hennes & Mauritz, L.P.* (Case No. 5:16:cv-333 EJD), *Hernandez v. Wells*
12 *Fargo Bank National Ass’n, et al* (Case No. 16-CV-299319), and *Abarca v. El Estero Car Wash,*
13 *Inc. et al* (Case No. 18CV003398). In 2021, I was approved at the hourly rate of \$500.00 in various
14 cases, including *Baker v. California Forensic Medical Group, Inc., et al.*, Judicial Council
15 Coordination Proceeding No. 4999 (Lead Case No. 17CV003723); *Mendez v. Falcon Trading*
16 *Company* (Case No. 19CV004512); and *Truong v. DS Services of America, Inc.* (Case No.
17 FCS054399). As of January 1, 2023, my hourly rate increased to \$600.00 per hour. I was approved
18 at the hourly rate of \$600.00 in *Moen v. Genentech, Inc.* (San Diego Superior Court Case No. 37-
19 2021-00008619-CU-OE-CTL) and *Murray v. Granite Wellness Centers et al.* (Nevada County
20 Superior Court Case No. CU20-084680).

21 12. I do not have any conflicts of interest with the proposed cy pres recipient, Legal Aid
22 at Work.

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

25 Executed on this 6th day of May 2024, at Los Angeles, California.

26
27 
28 Kwanporn “Mai” Tulyathan

EXHIBIT A

George v Westways Staffing Services, Inc.
Mai Tulyathan Time and Task Chart

Hours	Description of Work
6.5	Analyze and review documents and pleadings to prepare to conduct legal research re violation of Labor Code § 226; confer with co-counsel re same.
4.8	Analyze and review docket, settlement agreement, and judgment from prior settled class action; conduct legal research and strategize re preclusive effect of prior action on claims alleged in this case; confer with co-counsel re same.
1.9	Confer with co-counsel re demurrer and opposition thereto considering legal research.
3.7	Confer with co-counsel re mediation and preparation for same given research re re prior filed case and Labor Code § 226; provide strategy and legal arguments re same; further draft and revise mediation brief.
4.2	Analyze and review deposition transcripts of Plaintiff and Defendant's Person Most Qualified; confer with co-counsel re implications of same; strategize re litigation strategy.
1.6	Review and revise Motion for Preliminary Approval and supporting documents.
1.2	Review and revise Motion for Final Approval and Supporting documents.
23.9	TOTAL HOURS