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Attorneys for Plaintiff JIE XU

SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF SAN BERNARDINO

JIE XU, individually and on behalf of all
persons similarly situated,

PLAINTIFFS,

vs.

HT MULTINATIONAL, INC., a California
Corporation; CHTC (USA), INC., a California
Corporation; HT INDUSTRIES, INC., a
Corporation; and Does 1 through 50, Inclusive,

DEFENDANTS.

Case No. CIVDS 2015679

**DECLARATION OF JIE XU IN SUPPORT OF
PLAINTIFF'S MOTION FOR
PRELIMINARY APPROVAL OF CLASS
ACTION AND PAGA SETTLEMENT**

Date: July 15, 2022

Time: 9:00 a.m.

Judge: Hon. David Cohn

Dept.: S-26

I, JIE XU, declare as follows:

1. I am over eighteen years of age and if called as a witness, I could and would competently testify to the following facts from my own personal knowledge. I am the named Plaintiff in the above wage and hour class action filed against HT MULTINATIONAL, INC. dba HT INDUSTRIES, INC., and CHTC (USA), INC. (hereinafter collectively "Defendants").

2. This declaration is being submitted in support of Plaintiff's motion for Preliminary Approval of Class and PAGA Action Settlement.

3. I believe that I am, have been and will continue to represent the interests of the class fairly and adequately. I have claims that are typical of the claims the Class Members that I am seeking to represent.

4. I worked for Defendants as a misclassified exempt employee in California from approximately March of 2019 to March of 2020. During my employment, I worked as a senior operations assistant, parts manager, and in other positions. At all times during my employment, I was denied legally mandated meal and rest periods, minimum wages, and overtime compensation. Throughout my employment, I was subject to Defendants' written policies and procedures contained in, among other documents, the "Employee Handbook."

5. Generally, my lawsuit claims that Defendants failed to pay for all time worked, failed to pay for all time worked, failed to provide compliant meal and rest periods, failed to furnish accurate itemized wage statements, and failed to pay all wages upon separation.

6. I believe that my claims are typical of the claims of the Class Members that I am seeking to represent because I was subject to the same alleged unlawful employment policies and practices at issue in this action, including but not limited to, Defendants' failure to provide complaint meal and rest periods, failure to pay for all hours worked, failure to furnish accurate itemized wage statements, and failure to pay all wages when due. Factually, Defendants' policies and practices apply class wide, and Defendants' liability can be determined by facts common to all members of the Class.

7. Further, there is no conflict between my interests and the interests of the class that I am seeking to represent. My interests are entirely coextensive with the interests of the Class. I allege that I was injured by the same company-wide policies and practices to which the proposed Class was subjected and seek the same relief. I have already demonstrated my ability to advocate for the interests of the Class by initiating this litigation, undertaking extensive class discovery, and evaluating the proposed settlement to assure that it is fair.

8. I understood at the time that I filed this action, that as a Class Representative, I owed a duty to the putative class members to faithfully prosecute this action with their best interests at the forefront of every decision. I understood that I could not make any decision in this action for the sole benefit of my personal interest. I understood that in executing this duty, I might have been asked to sacrifice my personal best interests for the benefit of the interests of the putative class members. Nevertheless, I knowingly and voluntarily undertook this duty in order to provide the broadest possible relief for my former co-workers for what I perceived to be Defendants' unlawful wage and hour practices. I believe that I faithfully executed the duties of a Class Representative throughout this litigation and will continue to do until this litigation is fully and finally resolved.

9. I believe that the proposed settlement before the Court is fair, reasonable, and adequate, and made in the best interest of the Settlement Class Members. Consequently, I respectfully, and humbly, I ask the Court to grant preliminary approval of the Settlement and all of its terms.

I declare under the penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed Jun 21, 2022, at Chino, California

By: Jie Xu
JIE XU