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and Guadalupe Citlalli Saldana Ponce*

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

EFIONG ALIZE MCKELVY and
GUADALUPE CITLALLI SALDANA
PONCE, individually, and on behalf of the
general public similarly situated, and on behalf
of other class members and aggrieved
employees pursuant to the California Private
Attorneys General Act,

Plaintiff,

vs.

PBC SOLUTIONONE, INC., a California
corporation; CCS FACILITY SERVICES –
FRESNO, INC., a California corporation; CCS
FACILITY SERVICES – ORANGE
COUNTY, INC., a California corporation; CCS
FACILITY SERVICES – LOS ANGELES,
INC., a California corporation; CCS
FACILITY SERVICES – SAN DIEGO, INC.,
a California corporation; CCS LOS ANGELES
JANITORIAL, INC., a California corporation;
CCS ORANGE COUNTY JANITORIAL,
INC., a California corporation; CCS SAN
DIEGO JANITORIAL, INC., a California
corporation; CCS ENGINEERING LOS
ANGELES, INC., a Delaware corporation;
CCS ENGINEERING ORANGE COUNTY,
INC., a Delaware corporation; CCS
ENGINEERING SAN DIEGO, INC., a
Delaware corporation; CCS ENGINEERING
FRESNO, INC., a Delaware corporation; and
DOES 1 through 100, inclusive,

Defendants.

Case No.: 23CECG03633

Honorable Jonathan M. Skiles
Department 503

CLASS ACTION

**DECLARATION OF EFIONG ALIZE
MCKELVY IN SUPPORT OF
PLAINTIFFS' RENEWED MOTION FOR
PRELIMINARY APPROVAL OF CLASS
ACTION AND PAGA SETTLEMENT**

Date:	October 20, 2026
Time:	3:30 p.m.
Department:	503

Complaint Filed:	September 5, 2023
FAC Filed:	October 23, 2025
Trial Date:	None Set

DECLARATION OF EFIONG ALIZE MCKELVY

I, **Efiong Alize McKelvy**, hereby declare as follows:

1. I am over 18 years of age and a resident of California. I am one of the named plaintiffs in the above-captioned case. I have personal knowledge of the facts and statements set forth in this declaration, and if called upon to testify, I could and would competently testify thereto.

2. I was employed by PBC One Solution Inc. ("PBC") from approximately August 2022 to approximately February 2023 as an hourly-paid, non-exempt janitorial employee in Fresno. My job duties included cleaning at a shopping center and also some pressure washing. Regardless of my specific assignment, my experiences with timekeeping and meal and rest breaks were the same. There were not different rules for different assignments. PBC instructed us how much time it should take to complete our assigned tasks and at times it was hard to fit in meal and rest breaks and still complete the work in the time we were given.

3. Prior to clocking in, I also sometimes would receive phone calls from my supervisor. I missed my meal breaks about once a week because the supervisors were behind on work. I also had late meal breaks about three (3) times a week because I had to catch up on more work. I also experienced interrupted meal breaks about once a week, because my manager would talk to me while I was at lunch, and sometimes I had to work during my lunch break to pick up and replace trash bags. To my knowledge I was never paid a premium for my missed or late lunch breaks. I also never took my rest breaks because I was working and needed to complete my work. There was also a dress code at work and I had to buy rain boots and gloves, but I was never reimbursed for purchasing these. At times, I also received work calls on my personal phone or had to take pictures to send using my personal phone. I worked with other janitorial employees at times, and have spoken to them about their experiences, and know that they also had similar experiences as I did in regards to short, interrupted, and missed meal and rest breaks, off the clock work, and not being reimbursed for all expenses such as personal cell phone use.

4. I decided to seek legal advice about my work experiences with PBC and about pursuing my grievances. I contacted Lawyers for Justice, PC and spoke with attorneys there. I

1 wanted to do whatever I could to make sure PBC was held accountable for not properly
2 compensating its employees for all hours worked, non-compliant meal and rest breaks, and
3 failure to reimburse expenses. I consulted with the attorneys and staff at Lawyers *for* Justice,
4 PC discussing my situation, complex wage-and-hour class actions and representative actions
5 under the Private Attorneys General Act (“PAGA”) in general, and what it meant to be a named
6 plaintiff, class representative, and a PAGA representative. Prior to commencing the case, I was
7 informed of and came to understand what my duties and responsibilities would be as a plaintiff,
8 a PAGA representative, and also, if class certification were to be obtained and if I were to be
9 appointed as a representative of the class, what my duties and responsibilities would be in that
10 event.

11 5. Throughout the case, I have spent time speaking with my attorneys regarding the
12 case and fulfilling my responsibilities as a class representative and PAGA representative, which
13 included gathering documents concerning my employment with PBC, reviewing documents
14 with my attorneys, answering questions, providing guidance regarding the duties of other
15 hourly-paid non-exempt employees, and helping develop a strategy as to what documents and
16 information to obtain from PBC. I routinely checked in with my attorneys and their staff to make
17 sure that they had all of my most current information and any additional information that I had
18 obtained.

19 6. Throughout this matter, I was available to answer any questions my attorneys had,
20 and available to speak and meet with my attorneys whenever they needed me. I responded to
21 them as quickly as possible and gave them as much information and identified as many
22 documents as I could. I spent time speaking with my attorneys about the case, identifying
23 potential witnesses, providing my attorneys with documents and information concerning the
24 case, and also describing policies, practices, and procedures of PBC.

25 7. As far as the settlement is concerned, I was available to review documents and
26 answer any questions my attorneys had. I reviewed the Memorandum of Understanding and the
27 Settlement Agreement and discussed the questions I had regarding the potential settlement with
28 my attorneys before signing the settlement papers.

8. I understand that a settlement has been reached in my case and what my duties

1 and responsibilities are as a class and PAGA representative. For example, I am aware that if the
2 settlement is granted preliminary approval, the Court will certify a class for settlement purposes,
3 and likely appoint me as the representative of the class and my attorneys as counsel for the class.
4 I also understand that my duties will include checking in on, monitoring, and conferring with
5 my attorneys to facilitate the notice and settlement administration process, and to provide
6 information that the Court needs in order to assess whether the settlement is fair, reasonable,
7 and adequate. Further, if any individuals who are potential class members contact me, I will take
8 steps to have them referred to the Court-appointed settlement administrator so that these
9 individuals may receive the necessary information and notice they may be eligible to receive in
10 connection with the settlement and contemplated final approval hearing.

11 9. I believe that I have done everything that my attorneys have asked of me and have
12 tried, to the best of my ability, to represent the class and pursue relief on behalf of other class
13 members and the State of California with respect to aggrieved employees. I have volunteered to
14 represent and champion the interests of many other people with similar claims and injuries
15 because of the importance of the case and the necessity that all class members and aggrieved
16 employees benefit from the lawsuit equally. I understand that as a proposed class representative,
17 and if formally appointed as a class representative, I have and continue to represent the interests
18 of all members of the class in litigation to recover relief for the class. As an hourly-paid, non-
19 exempt employee of PBC who was subject to the same policies, practices, and procedures as the
20 other members of the class, I have claims that are typical of those of the class. I consider the
21 interests of the class just as I would consider my own interests. I understand that I may need to
22 put the interests of the class before my own interests, although I have no reason to believe that
23 my interests are in conflict with the interests of the class. I understand that any resolution of the
24 lawsuit is subject to court approval and must be in the best interest of the class as a whole. I
25 have participated, and continue to participate, in the lawsuit as necessary. I have actively
26 followed and monitored the progress of the lawsuit, and have taken steps to make sure that the
27 litigation is prosecuted by the skilled and effective attorneys that I have retained.

28 10. I believe that the members of the Class in this case are similarly situated with

1 respect to the issues in this case because they have the same or similar experiences regarding
2 PBC's common course of conduct and employment and operations practices, policies, and
3 procedures. I also believe that my experience working for PBC reflected the typical experience
4 of other hourly-paid, non-exempt employees who I worked alongside and knew, including some
5 who worked at different assignments than me.

6 11. I believe I have no interests which are inconsistent with the interests of the Class
7 and I will adequately represent the Class. I brought this lawsuit on behalf of myself and other
8 putative class members to rectify legal wrongs I believe were being committed by PBC. Based
9 on my experiences during my employment by PBC, including those discussed above, the legal
10 and factual issues for the Class are typical of my own legal and factual issues.

11 12. As a named plaintiff, I have always considered the interests of the Class as well
12 as the State of California just as I would consider my own interests. I have and will continue to
13 actively participate in the lawsuit as necessary, helping in any way I can. I recognize and accept
14 that any resolution of this lawsuit is subject to court review and court approval and must be
15 reasonable as well as fair and in the interests of the Class and the State of California. Should
16 there be a situation in this case where I must put the interests of the Class and the State of
17 California before my own interests, as it pertains to the claims being pursued by way of this
18 case, I will do so.

19 13. I believe that I have done everything that my attorneys have asked of me and have
20 tried, to the best of my ability, to represent the class. I think my efforts helped to get the result
21 obtained in this case, and as a potential class and PAGA representative, I respectfully request
22 that the Court award me a service payment for my efforts in pursuing and participating in this
23 case, as well as my broader release of claims. Taking into consideration the time that I have
24 dedicated to this matter, I believe that this amount is reasonable.

25 14. I am not related to anyone associated with Lawyers *for* Justice, PC.

26 15. I have not entered into any undisclosed agreements, nor have I received any
27 undisclosed compensation in this case. The only compensation I will receive is whatever amount
28 the Court awards as a service payment, as well as my share of the settlement as a class member

and aggrieved employee.

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

Executed this ^{09/28/2026} day of September 2026, at Sanger, California.

Electronically Signed
2026-09-28 18:16:09 UTC - 209.184.152.57
Nintex AssureSign®
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Efiong Alize McKelvy