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Attorneys for Plaintiff, CAYA RODRIGUEZ

an individual and on behalf of all others similarly situated and aggrieved

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES - SPRING STREET COURTHOUSE

CAYA RODRIGUEZ, as an aggrieved
employee, and on behalf of all other
aggrieved employees under the Labor Code
Private Attorneys' General Act of 2004,

Plaintiff,

v.

RAISING CANE'S USA, L.L.C., a California
limited liability company; RAISING CANE'S
RESTAURANTS, L.L.C., a California limited
liability company; and DOES 1 through 100,
inclusive,

Defendants.

CASE NO.: 25STCV11470

[Assigned for all purposes to the Hon. David
S. Cunningham III, in Dept. 11]

**DECLARATION OF DAVID D. BIBIYAN
IN SUPPORT OF PLAINTIFF'S MOTION
FOR PRELIMINARY APPROVAL OF
CLASS ACTION AND
REPRESENTATIVE ACTION
SETTLEMENT**

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1 Court, County of Los Angeles, Honorable Judge Ann I. Jones, presiding;
2 • *Arendorff v. Stanley Steamer International, Inc.*, Case No. BC681368, California
3 Superior Court, County of Los Angeles, Honorable Yvette M. Palazuelos, presiding;
4 • *Barreto v. Don Roberto Jewelers, Inc.*, Case No. BC495451, California Superior Court,
5 County of Los Angeles, Honorable Ann I. Jones, presiding;
6 • *Junior Amilcar Laguna Gonzalez v. Takaaki Koyama*, Case No. BC641998, Los Angeles
7 Superior Court, Honorable Elihu M. Berle, presiding;
8 • *Rios v. Nongshim America, Inc.*, Case No. CIVDS1807390, California Superior Court,
9 County of San Bernardino, Honorable David S. Cohn, presiding;
10 • *Stoddard v. Molded Fiber Glass – West*, Case No. 1517758, California Superior Court,
11 County of San Bernardino, Honorable David S. Cohn, presiding;
12 • *Mata v. Sahara Scaffold, Inc.*, Case No. CIVDS1810785, California Superior Court,
13 County of San Bernardino, Honorable David S. Cohn, presiding;
14 • *Carrasco v. Pure Dental Solutions*, Case No. BC645995, Los Angeles Superior Court,
15 Honorable Kenneth R. Freeman, presiding;
16 • *Gonzalez v. Gochez, et al.*, Case No. BC648729, Los Angeles Superior Court, Honorable
17 Maren Nelson, presiding;
18 • *Montoya v. Superior Paving Co.*, Case No. CIVDS1833422, County of San Bernardino,
19 Honorable David S. Cohn, presiding;
20 • *Lopez v. Norred & Associates, Inc.*, Case No. CIVDS1824109, California Superior
21 Court, County of San Bernardino, David S. Cohn, presiding;
22 • *Noyola v. Lacren, LLC*, Case No. BC717024, California Superior Court, County of Los
23 Angeles, Hon. Anthony Mohr, presiding;
24 • *Luciano, et al. v. O'Tasty Foods, Inc., et al.*, Case No. BC711988, California Superior
25 Court, County of Los Angeles, Honorable Maren Nelson, presiding;
26 • *Gordon v. Hospice Source, LLC*, Case No. 34-2018-00250022-CU-OE-GDS, California
27 Superior Court, County of Sacramento, Honorable Christopher E. Krueger, presiding;
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- 1 • *Barragan v. Refrigeration Supplies Distributor*, Case No. 19STCV09312, California
2 Superior Court, County of Los Angeles, Honorable Carolyn B. Kuhl, presiding;
- 3 • *Ramirez v. Acre Gourmet, Inc.*, Case No. CGC-19-575117, California Superior Court,
4 County of San Francisco, Honorable Andrew Y.S. Cheng, presiding;
- 5 • *Villafuerte v. Bay Alarm Company*, Case No. BC689110, California Superior Court,
6 County of Los Angeles, Honorable Amy D. Hogue, presiding;
- 7 • *Cazares v. Areas USA LAX, LLC*, Case No. 19STCV08209, California Superior Court,
8 County of Los Angeles, Honorable Carolyn B. Kuhl, presiding;
- 9 • *Magana v. Castlerock Environmental, Inc., et al.*, Case No. 19STCV38353, California
10 Superior Court, County of Los Angeles, Honorable Ann I. Jones, presiding;
- 11 • *Chilel v. Sushi California, Inc.*, Case No. 19STCV08209, California Superior Court,
12 County of Los Angeles, Honorable Ann I. Jones, presiding;
- 13 • *Malone v. Orange Courier, Inc., et al.*, Case No. 30-2016-00763474, California Superior
14 Court, County of Orange, Honorable Glenda Sanders, presiding;
- 15 • *Rivera v. Talamo Food Services, Inc.*, Case No. 19CV355856, California Superior Court,
16 County of Santa Clara, Honorable Patricia M. Lucas, presiding;
- 17 • *Olguin v. Cal Central Harvesting, Inc.*, Case No. 18CV03860, California Superior Court,
18 County of Santa Barbara, Honorable James F. Rigali, presiding;
- 19 • *Pence v. Sober Living by the Sea, Inc.*, Case No. 2018-00988742, California Superior
20 Court, County of Orange, Honorable Randall J. Sherman, presiding;
- 21 • *Franco v. Vincent Rags, Inc.*, Case No. 20STCV07768, California Superior Court,
22 County of Los Angeles, Honorable Ann I. Jones, presiding;
- 23 • *Cabral v. Miller Castings, Inc.*, Case No. 19STCV39556, California Superior Court,
24 County of Los Angeles, Honorable Carolyn B. Kuhl, presiding;
- 25 • *Bolanos v. Texas Roadhouse, Inc.*, Case No. 19STCV39556, California Superior Court,
26 County of Los Angeles, Honorable Sunshine Sykes, presiding;
- 27 • *Rodriguez v. Scott A. Humphreys, Inc.*, Case No. 30-2021-01184556-CU-OE-CXC,
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1 California Superior Court, County of Ventura, Honorable Matthew P. Guasco, presiding; and
2 • *Torres v. Primal Pet Foods, Inc.* Case No. FCS054783, California Superior Court,
3 County of Solano, Honorable Wendy G. Getty, presiding;
4 • *Hanson v. Zapata Nuccio, Inc.*, Case No. 20STCV28951, California Superior Court,
5 County of Los Angeles, Honorable Elihu M. Berle, presiding;
6 • *Molina v. Avibank Mfg, Inc.*, Case No. 20STCV03910, California Superior Court,
7 County of Los Angeles, Honorable John P. Doyle, presiding;
8 • *Cetina v. Lawry's Restaurants, Inc.*, Case No. 19STCV05201, California Superior Court,
9 County of Los Angeles, Honorable Amy D. Hogue, presiding;
10 • *Luna v. Pronto California General Agency, LLC*, Case No. 19STCV39951, California
11 Superior Court, County of Los Angeles, Honorable Elihu M. Berle, presiding;
12 • *Alvarez v. Kazak-Mars, Inc.*, Case No. 20STCV42587, California Superior Court,
13 County of Los Angeles, Honorable Elihu M. Berle, presiding;
14 • *Noe v. My Pillow, Inc.* Case No. CIVDS 2011360, California Superior Court, County of
15 San Bernardino, Honorable David Cohn, presiding;
16 • *Nunez v. 2751 West Coast Acquisition Company*, Case No. 30-2020-01145215-CU-
17 OE-CXC, California Superior Court, County, County of Orange, Honorable Randall J. Sherman,
18 Presiding;
19 • *Smith v. McMillen Enterprises, Inc.*, Case No. CV-20-002938, California Superior Court,
20 County of Stanislaus, Honorable John R. Mayne, presiding;
21 • *Turner v. Plant Prefab Inc., et al.*, Case No. CIVDS2017517, California Superior Court,
22 County of San Bernardino, Honorable David Cohn, presiding;
23 • *Duran v. Fresh Select, LLC*, Case No. VCU284892, California Superior Court, County
24 of Tulare, Honorable Bret Hillman, presiding;
25 • *Reynoso, et al. v. Cream of the Crop AG Service, Inc.*, Case No. VCU278847, California
26 Superior Court, County of Tulare, Honorable Bret Hillman, presiding;
27 • *Michel v. Universal Waste Systems, Inc.*, Case No. 19STCV46181, California Superior
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1 Court, County of Los Angeles, Honorable David S. Cunningham presiding;
2 • *Jungers v. U.S. Borax Inc., et al.*, Case No. BCV-21-10003, California Superior Court,
3 County of Kern, Honorable Bernard C. Barmann Jr. presiding;
4 • *Fortune v. Amoroso Limited Partnership, et al.*, Case No. 20STCV25874, California
5 Superior Court, County of Los Angeles, Honorable Carolyn Kuhl presiding;
6 • *Montoya, et al. v. Remo, Inc.* Case No. 20STCV34614, California Superior Court,
7 County of Los Angeles, Honorable Maren Nelson presiding;
8 • *Rincon, et al. v. New-Indy Tripaq, LLC, et al.* Case No. 20STCV17118, California
9 Superior Court, County of Los Angeles, Honorable Maren Nelson presiding;
10 • *De Leon, et al. v. Wismettac Asian Foods, Inc.* Case No. 19STCV18172, California
11 Superior Court, County of Los Angeles, Honorable Elihu M. Berle presiding;
12 • *Tapia v. Mercer Foods, Inc.* Case No. CV-21-000020, California Superior Court,
13 County of Stanislaus, Honorable Sonny S. Sandhu presiding;
14 • *Molina v. Reser's Fine Foods, Inc.* Case No. 37-2021-00013052-CU-OECTL, California
15 Superior Court, County of San Diego, Honorable Eddie C. Sturgeon presiding;
16 • *Reyes v. Imperial Sprinkler Supply, Inc.* Case No. 30-2020-01167748-CU-OE-CXC,
17 California Superior Court, County of Los Angeles, Honorable Peter Wilson presiding;
18 • *Zavala, et al. v. PLS Check Cashers, Inc.* Case No. 20STCV42586, California Superior
19 Court, County of Los Angeles, Honorable Elihu M. Berle presiding;
20 • *Paz v. Hill Brothers Chemical Company.* Case No. 20STCV48279, California Superior
21 Court, County of Los Angeles, Honorable Carolyn B. Kuhl presiding;
22 • *Garcia v. Inwesco Incorporated.* Case No. 20STCV46833, California Superior Court,
23 County of Los Angeles, Honorable Carolyn B. Kuhl presiding;
24 • *Guevara v. J&K Culver, LLC, et al.* Case No. 19STCV39951, California Superior Court,
25 County of Los Angeles, Honorable Elihu M. Berle presiding;
26 • *Hamilton v. Michael Kors Stores, Inc. et al.*, Case No. 19STCV37061, California
27 Superior Court, County of Los Angeles, Honorable Yvette M. Palazuelos presiding;
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- 1 • *Arzooian v. A&M Administration, LLC, et al.* Case No. 21STCV05576, California
2 Superior Court, County of Los Angeles, Honorable Yvette M. Palazuelos presiding;
- 3 • *Santos, et al. v. Maruzen of America, Inc.*, Case No. 19STCV37662, California Superior
4 Court, County of Los Angeles, Honorable Kenneth R. Freeman presiding;
- 5 • *Schaffino v. M.O. Dion & Sons., Inc., et al.*, Case No. 20STCV38023, California Superior
6 Court, County of Los Angeles, Honorable Gail Killefer presiding;
- 7 • *Moreno v. Santa Paula Post Acute, LLC, et al.* Case No. 21STCV12533, California
8 Superior Court, County of Los Angeles, Honorable Carolyn Kuhl presiding;
- 9 • *Singer v. Desert Area Resources and Training*, Case No. BCV-21-101093, California
10 Superior Court, County of Kern, Honorable Thomas S. Clark presiding;
- 11 • *Clarizio v. Guard-Systems, Inc.*, Case No. 21STCV28667, California Superior Court,
12 County of Los Angeles, Honorable Armen Tamzarian presiding;
- 13 • *Guzman v. Freschco Painters, Inc.*, Case No. 21STCV04683, California Superior Court,
14 County of Los Angeles, Honorable Lawrence P. Riff presiding;
- 15 • *Koutny v. PAE Aviation and Technical Services, LLC*, Case No. 21C-0106, California
16 Superior Court, County of Kings, Honorable Melissa R. D’Morias presiding;
- 17 • *Rodriguez v. Pacifica Trucks, LLC*, Case No. 20STCV37576, California Superior Court,
18 County of Los Angeles, Honorable Stuart Rice presiding;
- 19 • *Ramos v. AEGIS Treatment Centers, LLC*, Case No. 20STCV41429, California Superior
20 Court, County of Los Angeles, Honorable Carolyn B. Kuhl presiding;
- 21 • *Valdez v. Integrated Building Services, Inc.* Case No. 20STCV37793, California Superior
22 Court, County of Los Angeles, Honorable Elihu M. Berle presiding;
- 23 • *Harris v. America One Security, Inc.* Case No. 21STCV01399, California Superior
24 Court, County of Los Angeles, Honorable Lawrence P. Riff presiding;
- 25 • *Moreno v. M&J Seafood Company, Inc.* Case No. 22STCV03341, California Superior
26 Court, County of Los Angeles, Honorable William F. Highberger presiding;
- 27 • *Corrales v. Q&B Foods, Inc.* Case No. 20STCV40885, California Superior Court,
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1 County of Los Angeles, Honorable Elihu Berle presiding;
2 • *Arteaga v. Demolition Specialist, Inc.* Case No. RIC2001133, California Superior Court,
3 County of Riverside, Honorable Harold Hopp presiding;
4 • *Vigil, et al. v. Capstone Turbine Corporation*, Case No. 20STCV32123, California
5 Superior Court, County of Los Angeles, Honorable Lawrence P. Riff presiding;
6 • *Ramirez v. Sea-Win, Inc.* Case No. 21STCV22026, California Superior Court, County
7 of Los Angeles, Honorable Lawrence P. Riff presiding;
8 • *Ortega Chavez v. Winpak Lane, Inc.* Case No. CIVSB2207313, California Superior
9 Court, County of San Bernardino, Honorable Jessica Morgan presiding;
10 • *Garcia v. American Licorice Company.* Case No. RG21107049, California Superior
11 Court, County of Alameda, Honorable Brad Seligman presiding;
12 • *Madrono v. Vitale Nursing, Inc, et al.*, Case No. 21STCV09845, California Superior
13 Court, County of Los Angeles, Honorable Lawrence P. Riff presiding; and
14 • *Orellana v. Advanced Building Maintenance.* Case No. 34-2020-00286791-CU-OE-
15 GDS, California Superior Court, County of Sacramento, Honorable Jill Talley presiding.
16 • *Aguilar v. Bioness, Inc., et al.*, Case No. 21STCV41702, California Superior Court,
17 County of Los Angeles, Honorable Lawrence P. Riff presiding;
18 • *Antoine v. Pinky Beverly Hills, LLC., et al.* Case No. 19STCV44856, California
19 Superior Court, County of Los Angeles, Honorable Lawrence P. Riff presiding;
20 • *Phambui v. Fashion Marketing and Merchandising Group, Inc., et al.* Case No.
21 21STCV06634, Superior Court, County of Los Angeles, Honorable Stuart M. Rice presiding;
22 • *Ortega Chavez v. Winpak Lane, Inc., et al.* Case No. CIVSB2202274, California
23 Superior Court, County of San Bernardino, Honorable Jessica Morgan presiding;
24 • *Carrasco v O.H. Barkhordar D.D.S., Inc., et al.* Case No. 22STCV21188, California
25 Superior Court, County of Los Angeles, Honorable Lawrence Riff presiding;
26 • *Correia v. Gallo Glass Company, et al.* Case No. CV-21-006459, California Superior
27 Court, County of Stanislaus, Honorable Sonny S. Sandhu presiding;
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1 • *Davis v. Beeline Import and Services, LLC, et al. Case No. CIVSB2119287*, California
2 Superior Court, County of San Bernardino, Honorable David Cohn presiding;

3 • *Angel Lopez v Innovative Coatings Technology Corporation dba Incotec, et al. Case No.*
4 *30-2020-01173245-CU-OE-CXC*, California Superior Court, County of Orange, Honorable Lon
5 Hurwitz presiding;

6 • *Lopez v UPM, Inc., et al. Case No. 20STCV36695*, California Superior Court, County of
7 Los Angeles, Honorable Lawrence P. Riff presiding;

8 • *Moreno v. Infiniti Group LLC., et al. Case No. CIVSB2223551*, California Superior
9 Court, County of San Bernardino, Honorable Joseph T. Ortiz presiding;

10 • *Kelley v. Applus Technologies, Inc., et al. Case No. CIVSB2204889*, California Superior
11 Court, County of San Bernardino, honorable Jessica Morgan presiding;

12 • *Hernandez v Bromley Foods, Inc., et al. Case No. 56-2021-00561326-CU-OE-VTA*,
13 California Superior Court, County of Ventura, Honorable Henr Walsh presiding;

14 • *Heredia v. Alan Smith Pool Plastering, Inc., et al. Case No. 30-2020-01163609-CU-OE-*
15 *CXC*, California Superior Court, County of Orange, Honorable Randall J. Sherman presiding;

16 • *Martinez Guzman v Freshco Painters Inc., et al. Case No. 21STCV04683*, California
17 Superior Court, County of Los Angeles, Honorable Lawrence P. Riff presiding;

18 • *Gomez Mireles v. USG Ceilings Plus, LLC., et al. Case No. 21STCV45606*, California
19 Superior Court, County of Los Angeles, Honorable Elihu M. Berle presiding;

20 • *Garzon v. Mobile Hi-Tech Wheels, LLC., et al., Case No. 21STCV15396*, California
21 Superior Court, County of Los Angeles, Honorable Carolyn B. Kuhl presiding;

22 • *Dethrasavong v. ASI Computer Technologies, Inc., et al. Case No. 20STCV32312*,
23 California Superior Court, County of Contra Costa, Honorable Kenneth R. Freeman presiding;

24 9. I have also settled matters on a “PAGA Only” basis for aggrieved employees in the
25 past, including in:

26 • *Flores v. Delta Apparel, Inc.*, Case No. BC641499, California Superior Court, County
27 of Los Angeles, Honorable Daniel J. Buckley, presiding;

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- 1 • *Segura v. CJ Foods Service Holdings USA, LLC*, Case No. 19STCV24918, California
2 Superior Court, County of Los Angeles, Honorable Maureen Duffy-Lewis, presiding;
- 3 • *Sierra v. Nexem-Allied, LLC*, Case No. 20STCV11281, California Superior Court,
4 County of Los Angeles, Honorable Randolph M. Hammock, presiding;
- 5 • *Nodal v. Sodexo, Inc.*, Case No. 20STCV40601, California Superior Court, County of
6 Los Angeles, Honorable Lawrence Riff, presiding; and
- 7 • *Cooper v. Lucas Health Partners*, Case No. 20STCV20050, California Superior Court,
8 County of Los Angeles, Honorable Maren Nelson, presiding;
- 9 • *Herrera v. Greystar Management, LP, et al.*, Case No. 37-2020-00009672-CU-OE-CTL,
10 California Superior Court, County of San Diego, Honorable Carolyn Caietti, presiding;
- 11 • *Slater v. Jo-Ann Stores, LLC.*, Case No. 21STCV18454, California Superior Court,
12 County of Los Angeles, Honorable Maurice A. Leiter, presiding;
- 13 • *Bolanos v. Canoga Park Heating & Air Conditioning, Co., Inc.*, Case No. 21STCV12674,
14 California Superior Court, County of Los Angeles, Honorable Yolanda Orozco, presiding;
- 15 • *Granados v. Cosmetic Ideas, Inc.* Case No. 21STCV10797, California Superior Court,
16 County of Los Angeles, Honorable Richard L. Fruin, presiding;
- 17 • *Ruano v. DPC Woodwork, Inc.* Case No. 21STCV00408, California Superior Court,
18 County of Los Angeles, Honorable Jon R. Takasugi presiding;
- 19 • *Hardy v. Texas Roadhouse Management Corp., et al.* Case No. CIVSB2222259,
20 California Superior Court, County of San Bernardino, Honorable Jessica Morgan presiding;
- 21 • *Iraheta v Legacy Farmers, Inc., et al.* Case No. MSC21-00762, California Superior
22 Court, County of Los Angeles, Honorable Charles S. Treat presiding;
- 23 • *Landin v Central Janitors' Supply Co., Inc., et al.* Case No. CV-21-006391, California
24 Superior Court, County of Stanislaus, Honorable Sonny S. Sandhu presiding;

25 10. Currently, my firm is acting as counsel in tens of wage and hour class actions and
26 representative PAGA actions.

27 11. After a thorough investigation and settlement discussions, Class Counsel arrived at
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1 terms that they viewed was in the best interest of both the class members and the parties.

2 12. Should the Court refuse to grant preliminary approval of this Settlement, many of
3 the Class Members may be denied any recourse for defendant's alleged violations.

4 13. For these reasons, as well as the reasons provided in the Declaration of Vedang J.
5 Patel, I believe that Class Counsel are sufficiently experienced and qualified to evaluate the class
6 members' claims and viability of defendant's defenses.

7 14. I believe, and as further set out in the Declaration of Vedang J. Patel, the settlement
8 presented here only resulted after having engaged in extensive informal and formal discovery and
9 investigation, and is the product of hard-fought litigation and extensive arm's-length negotiations.

10 15. I believe, based on my experience as class counsel, that the Settlement is fair,
11 reasonable, adequate and in the best interests of class members.

12 I declare under penalty of perjury under the laws of the state of California that the
13 foregoing is true and correct this June 3, 2025 at Los Angeles, California.

14 */s/ David D. Bibiyan*

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16 David D. Bibiyan

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