

Arby Aiwarzian (SBN 269827)
Joanna Ghosh (SBN 272479)
Kyla Buenaventura (SBN 346443)
LAWYERS for JUSTICE, PC
410 West Arden Avenue, Suite 203
Glendale, California 91203
Tel: (818) 265-1020 / Fax: (818) 265-1021

Attorneys for Plaintiffs

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

TED FERGUSON, individually, and on behalf
of other members of the general public
similarly situated; LISA FLATHERS, JOEL
FLORES, individually, and on behalf of other
members of the general public similarly
situated and other aggrieved employees
pursuant to the California Private Attorneys
General Act,

Plaintiffs,

vs.

G3 ENTERPRISES, INC., an unknown
business entity; and DOES 1 through 100,
inclusive,

Defendants.

Case No.: CV-21-000848

Honorable John Freeland
Department 23

CLASS ACTION

**DECLARATION OF TED FERGUSON
IN SUPPORT OF PLAINTIFFS'
MOTION FOR PRELIMINARY
APPROVAL OF CLASS ACTION
SETTLEMENT**

[Notice of Motion and Motion for
Preliminary Approval of Class Action
Settlement; Declaration of Proposed Class
Counsel (Kyla Buenaventura); Declarations
of Proposed Class Representatives (Ted
Ferguson, Lisa Flathers, and Joel Flores); and
[Proposed] Order filed concurrently
herewith.]

Date: July 25, 2023
Time: 8:30 a.m.
Department: 23

Complaint Filed: October 5, 2022
FAC Filed: June 27, 2023
Jury Trial Date: None Set

DECLARATION OF TED FERGUSON

I, **Ted Ferguson**, 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 Defendant G3 Enterprises, Inc. ("G3 Enterprises") in an hourly-paid, non-exempt position from approximately October 2014 to December 2018. I decided to seek legal advice about my work experiences with G3 Enterprises and about pursuing my grievances. I contacted Lawyers *for* Justice, PC and spoke with attorneys there. I wanted to do whatever I could to make sure G3 Enterprises paid me and other employees what was owed to us for all hours worked and non-compliant meal and rest breaks. After speaking with the attorneys, I investigated complex wage-and-hour lawsuits on my own and did some research into the leading class action and employment law firms in California for approximately 7 hours. Thereafter, I consulted with the attorneys at Lawyers *for* Justice, PC for 19 hours discussing my situation, complex wage-and-hour class actions in general, and what it meant to be a named plaintiff and class representative.

3. I have spent over 27 hours meeting with my attorneys regarding the case and fulfilling my responsibilities as a class representative, which included gathering documents concerning my employment with G3 Enterprises, reviewing documents with my attorneys and answering their questions, providing information regarding the duties of non-exempt employees, and helping develop a strategy as to what documents and information to obtain from G3 Enterprises. I routinely checked in with my attorneys and their staff to make sure that they had all of my most current information and any additional information that I had obtained.

4. Throughout the case, I was available to answer any questions my attorneys had, and available to speak and meet with my attorneys whenever they needed me. I responded to them as quickly as possible and gave them as much information and identified as many documents as I could. I spent at least 35 additional hours speaking with my attorneys about the

case, identifying potential witnesses, providing my attorneys with documents and information concerning the case, and also describing G3 Enterprises' policies, practices, and procedures.

5. As far as the settlement is concerned, I was available to review settlement-related documents and answer any questions my attorneys had. I spent about 12 hours reviewing the settlement agreement and about 5 hours asking questions and discussing the potential settlement with my attorneys before executing the settlement agreement.

6. I believe that I have done everything that my attorneys have asked of me and have tried, to the best of my ability, to represent the class. I think my efforts helped to get the result obtained in this case, and as a class representative, I respectfully request that the Court award me an enhancement award in the amount of \$18,500.00 for my active participation in this case. Taking into consideration the time that I have dedicated to furthering this case, I believe that this amount is reasonable.

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

8. I have not entered into any undisclosed agreements, nor have I received any undisclosed compensation in this case. The only compensation I will receive is whatever amount the Court awards as an enhancement award, as well as my share of the settlement as a class member.

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

06/29/2023

Executed this ____ day of June 2023, at Modesto, California.

Electronically Signed 2023-06-29 23:24:03 UTC - 99.14.97.220

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Ted Ferguson