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8 Attorneys for Plaintiff Nelida Vazquez,
9 on behalf of herself and all “aggrieved employees”
10 pursuant to Labor Code § 2698 *et seq.*

11 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
12 **FOR THE COUNTY OF LOS ANGELES**

13 NELIDA VAZQUEZ, on behalf of herself and
14 all “aggrieved employees” pursuant to Labor
15 Code § 2698 *et seq.*,

16 Plaintiff,

17 v.

18 CV RESOURCES, INC., a California
19 corporation, REHRIG PACIFIC COMPANY,
20 a Delaware corporation, and DOES 1 through
21 10, inclusive,

22 Defendants.

Case No.: 25NNCV03947

Assigned for all purposes to the
Hon. Ralph C. Hofer, Dept. D

**DECLARATION OF EVAN S. GAINES IN
SUPPORT OF STIPULATION RE:
DISMISSING REPRESENTATIVE
PRIVATE ATTORNEYS GENERAL ACT
ACTION**

Complaint Filed: June 10, 2025

23 I, EVAN S. GAINES, hereby declare and state as follows:

24 1. I am an attorney duly admitted to the practice of law in the State of California. I
25 the owner of Gaines Law Corporation and counsel for Plaintiff Nelida Vazquez (“Plaintiff”) in
26 this action. I have personal knowledge of the facts set forth herein and if called to testify to
27 them, I could and would do so competently.
28

1 2. On June 10, 2025, Plaintiff on behalf of herself and on behalf of all aggrieved
2 employees filed a representative complaint against Defendants CV RESOURCES, INC., a
3 California corporation, REHRIG PACIFIC COMPANY, a Delaware corporation (collectively,
4 “Defendants”), pursuant to the Labor Code Private Attorneys General Act of 2004 (“PAGA”),
5 Labor Code § 2698 *et seq.*, seeking civil penalties for violations of the California Labor Code.

6 3. After a review of the claims and defenses to the Action, and considering
7 Defendants’ contentions that Plaintiff has been paid all wages due and owing and maintains
8 claims that are individual to the other Aggrieved Employees, I have concluded that it is in all
9 Parties’ best interest to resolve Plaintiff’s individual claims only.

10 4. The Parties have negotiated a settlement of Plaintiff’s individual claims only, and
11 the representative PAGA claims will be dismissed *without* prejudice.

12 5. The Settlement Agreement between Plaintiff and Defendants does not
13 contemplate the waiver of any claims by anyone other than Plaintiff and does not provide for
14 the waiver of representative PAGA claims asserted on behalf of any employee or the state, such
15 that there is no allocation of civil penalties in the Settlement.

16 6. The Parties have submitted the Settlement Agreement to the LWDA in compliance
17 with Labor Code section 2699(1)(2) on May 29, 2026. Attached as **Exhibit A** is a true and correct
18 copy of the upload confirmation.

19 7. Plaintiff, therefore, requests that the Court enter a dismissal of this action ***with***
20 ***prejudice*** as to Plaintiff’s individual claims and dismissal ***without prejudice*** of the
21 representative PAGA action claims, pursuant to the stipulation submitted concurrently herewith.

22 I declare, under penalty of perjury, under the laws of the State of California, that the
23 foregoing is true and correct. Executed on May 29, 2026 at Westlake Village, California.

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25 _____
26 EVAN S. GAINES
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EXHIBIT A

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_____ (For messenger) my business address is:

**Jared W. Speier, Esq.
Micole Small, Esq.
STRADLING YOCCA CARLSON & RAUTH LLP
jspeier@stradlinglaw.com / msmall@stradlinglaw.com
Attorneys for Defendant CV Resources, Inc.**

On the above date:

__X__ (BY ELECTRONIC SERVICE) The above-stated document was submitted for service by electronic transmission via email on the counsel of record listed above.

I certify that the above document was printed on recycled paper.

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

Executed on May 29, 2026, at Westlake Village, California.


EVAN S. GAINES, ESQ.