

KINGSLEY & KINGSLEY, APC
ERIC B. KINGSLEY, Esq. (SBN 185123)
eric@kingsleykingsley.com
LIANE KATZENSTEIN LY, Esq., (SBN 259230)
liane@kingsleykingsley.com
16133 Ventura Blvd., Suite 1200
Encino, CA 91436
Tel: (818) 990-8300, Fax (818) 990-2903

Edgar Aguila-socho, Esq. (SBN-285567)
Mario Martinez, Esq. (SBN 200721)
MARTINEZ AGUILASOCHO LAW, INC.
P.O. Box 1998
Bakersfield, California 93303
Telephone: (661)859-1174
Facsimile: (661)840-6154

Attorneys for Plaintiffs and the proposed class

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF KINGS

JAIME SANTIAGO VASQUEZ; ANTONIA
BLANCO; GRACIELA BLANCO; ELOISA
CASTRO; TOMAS CERVANTES AKA
GUADALUPE CERVANTES; as individuals,
on behalf of themselves and others similarly
situated,

PLAINTIFFS,

v.

PJ FARM LABOR, INC.; CLARKLIND
FARMS; FORTUNE FARMS; AND
MATTO AND SONS DAIRY; and DOES 1
thru 50, inclusive,

DEFENDANTS.

CASE NO. 22C-0382

[Case Assigned for All Purposes to Hon.
Valerie R. Chrissakis in Dept. 8]

**DECLARATION OF ELOISA CASTRO
IN SUPPORT OF PRELIMINARY
APPROVAL OF CLASS ACTION AND
PAGA SETTLEMENT**

Date: February 5, 2024
Time: 8:15 A.M.
Dept.: 2

Complaint Filed: October 28, 2022
FAC Filed: January 6, 2023
Trial Date: None Set

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

DECLARATION OF ELOISA CASTRO

I, Eloisa Castro, state and declare as follows:

1. I am a competent adult, over the age of eighteen, and the named Plaintiff in the above-captioned matter. The following is based upon my personal knowledge, and if called as a witness, I could and would testify competently thereto.

2. I am a former employee of Defendants PJ FARM LABOR, INC.; CLARKLIND FARMS; FORTUNE FARMS; AND MATTOS AND SONS DAIRY. ("Defendants") as an hourly or piece rate employee.

3. I brought this lawsuit, on behalf of myself and all other Settlement Class Members, against Defendants because I believe that PJ FARM LABOR, INC.; CLARKLIND FARMS; FORTUNE FARMS; AND MATTOS AND SONS DAIRY did not pay wages and/or overtime, reimburse expenses, provide accurate itemized wage statements, and prove wages at the time or termination/separation to me and other employees.

4. I understand that I am representing other employees and I believe that I am able to represent them well.

5. I first researched experienced attorneys who are very experienced with these types of lawsuits. Once retained, I compiled relevant documents from my employment to assist my attorneys in litigating this case. I worked with my attorneys to develop the facts and legal claims in this lawsuit. The lawsuit was filed on October 28, 2022.

6. Throughout the litigation, I have provided my attorneys with helpful information for this lawsuit and for the Settlement as needed. Additional work in connection with this matter includes providing information to my attorneys regarding my employment with Defendant, staying in regular contact with my attorneys to discuss the status of the case, responding promptly to my attorneys' various communications regarding this matter; and reviewing and analyzing the settlement agreement and settlement papers to ensure the settlement was fair and reasonable and in the best interests of the Settlement Class Members.

7. I have worked to actively represent the other Settlement Class Members and their

1 interests.

2 8. I have always kept the Settlement Class Members interests at heart in this litigation.

3 9. I am prepared to continue assisting with this litigation and am committed to
4 achieving the best possible results for the Class.

5 10. I believe that the class action settlement obtained on behalf of the Class is fair and
6 reasonable in light of the issues involved in this case. As mentioned above, I reviewed and
7 discussed the Agreement with my attorneys and asked them questions about it to ensure that I
8 understood its terms and what it would mean for all of the class members.

9 11. I believe that I have fairly represented the absent Class and request that the Court
10 finally approve this settlement and confirm me as Class Representative.

11 12. I am not aware of any conflicts of interest that prevent me from being confirmed as
12 Class Representative in this Action. I am not related in any way to my attorneys or to any other
13 member of the firm that is representing me. I have no business dealings or other involvement
14 beyond this lawsuit and this representation. I have not been promised any money or inducement
15 to serve as Class Representative in this Action.

16 13. It is my opinion that the settlement agreement provides for a fair and adequate
17 enhancement for me as a Class Representative, in the amount of \$5,000.00. I believe that this is
18 fair and reasonable in light of all of the work that I have performed in my role as Class
19 Representative. As Class Representative, I have actively participated in all stages of the litigation,
20 as detailed above, and have always maintained the best interests of the Class while performing my
21 Class Representative duties.

22 14. It is also my opinion that the Class Representative enhancement is fair, reasonable,
23 and adequate because, in addition to the many hours spent participating in the prosecution of this
24 case, I accepted the potential risk of being liable for Defendant's attorneys' fees and costs if we
25 were unsuccessful in this Action. Likewise, I risk the potential stigma of being a Class
26 Representative in a class action labor dispute, which may affect my future employability.

27 I declare under penalty of perjury under the laws of the State of California that the foregoing
28

1 is true and correct.

2 Executed this 4 day of December 2023 at Avenal,
3 California.

4
5 EC
6 Eloisa Castro

(PROOF OF SERVICE)

[CCP 1013(a)(3)]

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State of California. I am over the age of 18 years and not a party to the within action. My business address is 16133 Ventura Boulevard, Suite 1200, Encino, California 91436.

On December 20, 2023, I served all interested parties in this action the following documents described as: **DECLARATION OF ELOISA CASTRO IN SUPPORT OF PRELIMINARY APPROVAL OF CLASS ACTION AND PAGA SETTLEMENT** by placing a true copy thereof enclosed in a sealed envelope addressed as follows:

SEE ATTACHED SERVICE LIST

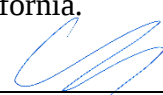
☐ **(BY MAIL)** I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with U.S. postal service on that same day with postage fully prepaid at Encino, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

☒ **BY ELECTRONIC SERVICE:** I caused a true and correct copy thereof to be electronically filed using the Labor and Workforce Development Agency Electronic Filing ("EF") System (<https://dir.tfaforms.net/315>) and service was completed by electronic means by transmittal of the documents referenced herein on the EF System.

☒ **BY ELECTRONIC MAIL TRANSMISSION:** I caused the document to be send to the persons at the e-mail address(es) listed on the attached service list. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful. A pdf copy of which was sent via email to the below email address(es).

☒ **(STATE)** I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on December 20, 2023, at Woodland Hills, California.



Michelle Tanzer

SERVICE LIST

Jaime Santiago Vasquez, et. al v. PJ Farm Labor, Inc. et. al
Superior Court of California, County of Kings
Case No: 22C-0382

Naomi C. Herrera James D. Miller Cesar A. Vargas Jason L. Dunbar RAIMONDO MILLER, ALC P.O. Box 28100 Fresno, CA 93729 NCH@raimondomiller.com jdm@raimondomiller.com cav@raimondomiller.com jld@raimondomiller.com <i>Attorneys for PJ Farm Labor, Inc. Via Electronic Mail Transmission</i> FORTUNE & SONS C/O FENNEMORE DOWLING AARON Mark Douglas Kruthers mkruthers@fennemorelaw.com 8080 N Palm Ave 3FL, Fresno, CA 93711 <i>Attorneys for Fortune & Sons Via Electronic Mail Transmission</i> MEDEROS, ORMONDE & RASCON ATTORNEYS AT LAW Erika L. Rascon, Esq. ELR@tulareesq.com 791 North Cherry St. Tulare, CA 93274 <i>Attorneys for Clarklind Farms and Mattos and Sons Dairy Via Electronic Mail Transmission</i>	Edgar Aguila-socho Mario Martinez MARTINEZ AGUILASOCHO LAW, INC. P.O Box 1998 Bakersfield, California 93303 Mmartinez@farmworkerlaw.com eaguila-socho@farmworkerlaw.com <i>Attorneys for Plaintiffs and the Proposed Class Via Electronic Mail Transmission</i>
--	--