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Attorneys for Plaintiff

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

TIERRA FRANKLIN, individually, and on
behalf of other aggrieved employees pursuant
to the California Private Attorneys General
Act;

Plaintiff,

vs.

POMONA HEALTHCARE & WELLNESS
CENTER, LLC, a California limited liability
company; and DOES 1 through 100, inclusive,

Defendants.

Case No.: 22PSCV02847

Honorable Christian R. Gullon
Department O

**DECLARATION OF TIERRA
FRANKLIN IN SUPPORT OF
PLAINTIFF'S MOTION FOR
APPROVAL OF PRIVATE
ATTORNEYS GENERAL ACT (CAL.
LAB. CODE § 2698, ET SEQ.)
SETTLEMENT AGREEMENT AND
AWARD OF ATTORNEYS' FEES AND
COSTS, GENERAL RELEASE FEE,
AND SETTLEMENT
ADMINISTRATION COSTS**

[Notice of Motion and Motion for Approval
of Private Attorneys General Act (Cal. Lab.
Code § 2698, *Et Seq.*); Settlement
Agreement and Award of Attorneys' Fees
and Costs; General Release Fee, and
Settlement Administration Costs;
Declaration of Plaintiff's Counsel (Brittany
Shaw) and [Proposed] Order and Judgment
filed concurrently herewith]

Reservation ID: 157614437969
Date: October 21, 2024
Time: 10:00 a.m.
Department: O

Complaint Filed: December 12, 2022
Trial Date: None Set

DECLARATION OF TIERRA FRANKLIN

I, **TIERRA FRANKLIN**, hereby declare as follows:

1. I am over 18 years of age and a resident of California. I am the named plaintiff 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 Pomona Healthcare and Wellness Center, LLC. (“Defendant”) from approximately May 2021 to December 2021 as a non-exempt, hourly-paid employee. I decided to seek legal advice about my work experience with Defendant I decided to seek legal advice about my work experience with Defendant. I contacted Lawyers *for* Justice, PC and spoke with attorneys there. I wanted to do whatever I could to make sure Defendant paid me and other employees what was owed to us and was held accountable for its practice of not properly compensating its employees for all hours worked and non-compliant meal and rest breaks. I consulted with the attorneys at Lawyers *for* Justice, PC for **4 hours** discussing my situation, representative action lawsuits under the Private Attorney General Act (“PAGA”), and what it meant to bring be a PAGA representative.

3. I have spent over **8 hours** communicating with my attorneys regarding the case and fulfilling my responsibilities as a PAGA representative, which included gathering documents concerning my employment with Defendant, reviewing documents with my attorneys, providing information regarding the duties of hourly-paid and non-exempt employees, helping develop a strategy as to what documents and information to obtain from Defendant, and working with my counsel to draft a declaration opposing Defendant’s motion to compel arbitration. 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. As the case progressed, I was available to answer any questions my attorneys had and was 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 **4 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 policies, practices, and procedures of Defendant.

5. As far as the settlement is concerned, I was available to review documents and answer any questions my attorneys had. I spent about **2 hours** reviewing the settlement agreement and about **1 hour** asking questions and discussing the potential settlement with my attorneys before signing 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 seek relief for the aggrieved employees and the State of California. Not only did I review discovery requests and responses, but I also participated in providing information and a declaration in opposition to Defendant's motion to compel arbitration. I think my efforts helped to get the result obtained in this case.

7. For my broader individual waiver and release of claims with a California Civil Code Section 1542 waiver (set forth in Section 8(b) of the Settlement Agreement), the Settlement provides for a General Release Fee in the amount of \$15,000.00, to be paid out of the Total Settlement Amount, subject to Court approval. I respectfully request that the Court award me full payment of the General Release Fee.

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

9. 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 a general release fee, as well as my share of the settlement as an 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 ^{09/16/2024} ____ day of September 2024, at Upland, California.

Electronically Signed 2024-09-17 00:19:58 UTC - 76.32.164.119
Nintex AssureSign® 0c437cdf-0451-4059-8bd7-b1ee0002be6b

Tierra Franklin