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Attorneys for PLAINTIFF

SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF SAN DIEGO

OSVALDO PALOMARES JR., individually, and
on behalf of other members of the general public
similarly situated;

Plaintiff,

v.

INVIVOSCRIBE INC., a California corporation;
and DOES 1 through 100, inclusive,

Defendants.

Case No. 37-2024-00019330-CU-OE-CTL

**DECLARATION OF KATIE TRAN IN
SUPPORT OF MOTION FOR
PRELIMINARY APPROVAL OF CLASS
ACTION AND PAGA SETTLEMENT**

Date: January 9, 2026

Time: 10:15 a.m.

Judge: Hon. Wendy M. Behan

Dept.: C-66

DECLARATION APEX ADMINISTRATOR KATIE TRAN

I, Katie Tran, declare as follows:

1. I am the Case Manager for the proposed settlement administrator Apex Class Action, LLC, a class action settlement administration company headquartered in Irvine, California. I have personal knowledge of the facts outlined in this declaration and, if called as a witness, I could and would competently testify thereto.

2. Apex Class Action's team has been directly involved with class action administration for a combined 75 years and has successfully managed numerous class action cases during that time. Our team comprises experienced professionals with extensive knowledge of class action settlement administration. In addition, Apex Class Action has the necessary technology and infrastructure to efficiently manage large-scale class action cases. We utilize state-of-the-art software and systems to ensure that all aspects of the administration process are executed accurately and efficiently.

3. I have been provided a copy of and reviewed the Parties' Stipulation of Settlement of Class and PAGA Action Claims and Release of Claims ("Settlement Agreement").

4. The Settlement Agreement contains an escalator clause in paragraph III.A.2, which estimated that there are 178 Class Members who worked a total of approximately 19,000 Workweeks between April 24, 2020 and August 3, 2025. My understanding is that the Escalator Clause is triggered if the Workweeks are exceeded by more than 10% - i.e., 20,900 Workweeks.

5. On December 9, 2025, Defendant transmitted a spreadsheet to Apex containing each settlement class member's name, last-known mailing address, Social Security number, number of Workweeks worked during the Class Period, and number of PAGA Pay Periods worked during the PAGA Period. This spreadsheet is referred to herein as the "Class Data."

6. We uploaded the Class Data to our database and conducted a thorough review to identify any duplicates and potential inconsistencies. Based on our review of the Class Data, it shows the following:

a. 184 Settlement Class Members and 19,617 Workweeks; and

b. 80 PAGA Settlement Class Members and 2,066 PAGA Pay Periods worked during the PAGA Period.

1 7. Thus, the number of Workweeks worked by Settlement Class Members has not exceeded
2 the 10% thresholds in the Escalator Clause.

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4 I declare under penalty of perjury under the laws of the State of California and the United States that
5 the foregoing is true and correct, and that this Declaration was executed this 11th day of December
6 2025, in Irvine, California.

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