

Larry W. Lee (State Bar No. 228175)
 Max W. Gavron (State Bar No. 291697)
 Mai Tulyathan (State Bar No. 316704)
DIVERSITY LAW GROUP, P.C.
 515 S. Figueroa Street, Suite 1250
 Los Angeles, CA 90071
 (213) 488-6555
 (213) 488-6554 facsimile
 lwlee@diversitylaw.com
 mgavron@diversitylaw.com
 ktulyathan@diversitylaw.com

William L. Marder (State Bar No. 170131)
 bill@polarislawgroup.com
Polaris Law Group
 501 San Benito Street, Suite 200
 Hollister, CA 95023
 (831) 531-4214
 (831) 634-0333 facsimile

Attorneys for Plaintiff and Aggrieved Employees

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

SARAH MALAGA, as an individual and on
 behalf of other similarly aggrieved
 employees,

Plaintiff,

vs.

COMMUNITY BANKER SERVICES
 CORPORATION, a California
 corporation; WESTAMERICA
 BANCORPORATION, a California
 corporation; and DOES 1 through 50,
 inclusive,

Defendants.

Case No.: CIV2300292

(Assigned to the Hon. Mark A. Talamantes,
 Courtroom L)

**DECLARATION OF SARAH MALAGA IN
 SUPPORT OF PLAINTIFF'S MOTION TO
 APPROVE SETTLEMENT AGREEMENT
 PURSUANT TO THE PRIVATE ATTORNEYS
 GENERAL ACT**

Date: June 26, 2026
 Time: 1:30 p.m.
 Dept.: L

Action Filed: February 6, 2023
 Trial Date: None Set

DECLARATION OF SARAH MALAGA

I, Sarah Malaga, declare as follows:

1. I am an individual over the age of 18 years old and am a resident of California. I am one of the named plaintiffs in this matter. I have personal knowledge of the facts set forth below and if called to testify I could and would do so competently.

2. I was employed by Defendants Community Banker Services Corporation and Westamerica Bancorporation (together, "Defendants") from about October 25, 2021, until about May 25, 2022. I worked as a non-exempt salaried employee.

3. During my employment with Defendants, I allege that I was not paid for all hours worked. I allege that my wages were docked to a set amount, instead of being paid for actual time worked.

4. During my employment with Defendants, I allege that the wage statements issued to me by Defendants were inaccurate and did not list the correct hourly rates of pay and hours worked.

5. By filing a representative action lawsuit, I hoped that I might be able to change and correct Defendants' policies.

6. I did not make the decision to file a representative action lightly. I was informed that filing a lawsuit was a matter of public record. Anyone could learn that I had sued my former employers. I was concerned by the attention that a lawsuit would attract in the workplace and the reputational harm that may result, including the perception that I am difficult to work with. Even though the lawsuit is justified, my current or a prospective employer might find out that I sued Defendants, and there is a risk of facing retaliation and strained relationships with colleagues and supervisors. Nevertheless, I felt that filing the lawsuit was important.

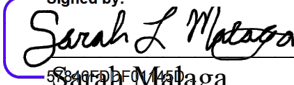
7. Additionally, I am aware and have been aware from the inception of the case, that there is the risk that if I do not win this lawsuit, then I could be liable for Defendants' litigation fees and costs. I also understand that filing a case on my own behalf could have involved fewer costs and could have been resolved faster than filing a representative action. I accepted that risk in this case. Thus, I filed this lawsuit with no guarantee of personal benefit.

8. Over the course of the lawsuit, I invested a significant amount of time in this case, including time spent: speaking with my attorneys and their staff to discuss the case, discuss Defendants' practices, and review documents prepared on my behalf; searching for and gathering documents and reviewing case documents, such as the LWDA Notice and the Complaint; providing my attorneys with information and documents relevant to the case; remaining available during the mediation; and reviewing the Settlement Agreement and my declaration in support of the settlement. I estimate that I have spent approximately 40 hours in connection with this case.

9. Before signing the Settlement Agreement, I read and discussed the terms of the settlement with my attorneys. I believe that this settlement is fair, adequate, and reasonable. I am glad that I had the opportunity to represent my former co-workers in this lawsuit and that I was able to recover money through a settlement on their behalf.

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

Executed on this 8th day of May 2026, at Winters, California.

Signed by:

 Sarah Malaga