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11 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
12 **FOR THE COUNTY OF SAN BERNARDINO**

13 JUNE Y. MORENO, an individual;
14 KRYSTLE SANTANA, and individual; and
on behalf of all others similarly situated,

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16
17 Plaintiff,

18 v.

19 INFINITI GROUP LLC, a California Limited
Liability Company; HOPE BY THE SEA,
20 INC. a California Corporation; HOWER
LODGE, INC., a California Corporation;
21 PILLARS RECOVERY, LLC, a California
Limited liability Company; SERENE
22 BEHAVIORAL HEALTH, LLC, a California
Limited Liability Company and DOES 1
23 through 100, inclusive,

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25 Defendants.
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CASE NO.: CIVSB2223551

[Assigned for all purposes to the Hon. Joseph T.
Ortiz, in Dept. S-17]

**DECLARATION OF JUNE Y. MORENO
IN SUPPORT OF PLAINTIFF'S MOTION
FOR PRELIMINARY APPROVAL OF
CLASS ACTION AND
REPRESENTATIVE ACTION
SETTLEMENT**

HEARING INFORMATION:

DATE: December 12, 2023

TIME: 8:30 a.m.

DEPT: S-17

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DECLARATION OF JUNE Y. MORENO

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2 1. I am a party to this action and reside in the State of California. I am fully competent
3 to make this declaration. I have personal knowledge of the facts set forth herein, except for those
4 stated on information and belief, and as to those I am informed and believe them to be true. If
5 called upon to testify, I could and would testify as set forth herein.

6 2. I make this Declaration in support of Plaintiff's Motion for Preliminary Approval
7 of the Class and Representative Action Settlement.

8 3. I was employed by INFINITI GROUP LLC, HOPE BY THE SEA, INC. HOWER
9 LODGE, INC., PILLARS RECOVERY, LLC, and SERENE BEHAVIORAL HEALTH, LLC
10 (collectively, "Defendants"), as a non-exempt, hourly-paid employee, with duties that included, but
11 not limited to, managing accounts payable and accounts receivable, within California from
12 approximately April 2022 through approximately October 2022.

13 4. Throughout my employment with Defendants, I am informed and believe that
14 myself and other non-exempt employees of Defendants were not paid all wages owed because we
15 were not paid for all time under Defendants' control, or for which we were suffered or permitted
16 to work by Defendants. In addition, I am informed and believe we were not paid all overtime
17 hours worked at the overtime rate of pay owed due to, without limitation, failure to record all time
18 worked and failure to pay for off-the-clock work.

19 5. During my employment with Defendants, I took meal periods that were after the
20 fifth hour, short or not duty-free. I witnessed other non-exempt, hourly-paid employees with my
21 job duties often taking meal periods that were after the fifth hour, short or not duty-free, as well.

22 6. I do not recall receiving any premium pay for the full, timely and uninterrupted
23 meal periods I was not provided an opportunity to take and am informed and believe that my
24 coworkers were not provided premium pay for not being provided with the opportunity to take
25 full, timely and uninterrupted meal periods, either.

26 7. I do not believe I was provided with opportunities to take full, uninterrupted 10-
27 minute rest periods while working with Defendants and am informed and believe my coworkers
28 were often not provided with such an opportunity, either.

1 8. I do not recall receiving any premium pay for the full rest breaks I was not provided
2 an opportunity to take and am informed and believe that my coworkers were not provided
3 premium pay for not being provided with the opportunity to take full, uninterrupted 10-minute
4 rest periods, either.

5 9. Before and during the course of litigation, I was actively involved in assisting my
6 attorneys to support the wage and hour claims asserted. My involvement began before the initial
7 complaint was filed wherein, I provided first-hand knowledge and documentation as to
8 Defendants' practices, its ownership and corporate structure, and its wage and hour policies and
9 practices.

10 10. Part of the information I relayed was with regard to Defendants' timekeeping policies
11 and practices and their meal and rest period policies and practices.

12 11. I provided them with all the documentation provided to me by Defendants during my
13 employment.

14 12. I assisted in reviewing time and payroll records with my attorneys and informed them
15 of Defendants' employment policies and whether those policies matched Defendants' practices.

16 13. My attorneys called me to ask me questions over several times throughout the
17 litigation and I contacted my attorneys several times to stay updated on the case and offer my
18 assistance on any matters I could be helpful with. I was also available for mediation by telephone,
19 during which I was available to be called to answer the questions posed by the mediators regarding
20 the asserted claims, as well as arguments raised by Defendants. In addition, I worked with my
21 attorneys over the next several weeks after mediation to understand and execute a long form
22 settlement agreement.

23 14. Over the past few months since the mediation has been resolved, I have stayed in
24 touch with my attorneys to ensure that there was no undue delay in payment for other class
25 members for whom I brought this Action.

26 15. I believe that, through the present, I have spent at least 22 hours in connection with
27 this matter, which included time spent having preliminary calls with my attorneys; doing an intake
28 with my attorneys; time spent searching for documents relating to my employment; time spent

1 reading and understanding the Settlement Agreement; time spent answering calls to discuss
2 Defendants' timekeeping, pay, meal and rest periods, and to review time and payroll records; time
3 spent discussing with my attorneys' Defendants' policies and practices; time spent on-call at
4 mediation; and time spent checking in on the status of the case, among other things. I also spent
5 time preparing this declaration to support Plaintiff's Motion for Preliminary Approval of the Class
6 and Representative Action Settlement.

7 16. I feel that by bringing this lawsuit, I could stand up for not only my rights but the
8 rights of other employees who suffered from the same unfair wage practices. I felt that current
9 employees might not want to share their experiences with Defendants since they feared losing
10 their jobs. This is certainly understandable as I, too, have to provide for myself and others.

11 17. By bringing this lawsuit, I have put the interests of the class ahead of my own.

12 18. I understood that I could possibly earn a small enhancement if this case resolved
13 favorably. I also knew that I could face retaliation from Defendants and backlash from former
14 coworkers who are loyal to Defendants. I have also had to provide a general release of claims to
15 Defendants as part of the settlement. My understanding, in addition, is that if I brought this case
16 individually, I may have earned more compensation individually and on a much quicker timeline
17 than the timeline to resolve this Action.

18 19. My goal in bringing this lawsuit was to obtain a recovery on behalf of the class,
19 and, even more importantly, to put an end to what I believe are illegal practices on the part of
20 Defendants. I believe I have achieved both through this lawsuit and settlement.

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22 I declare under penalty of perjury under the laws of the State of California that the
23 foregoing is true and correct this 17th day of October 2023, at Rancho Santa Margarita, California.

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25 
JUNE MORENO (Oct 17, 2023 16:40 PDT)

26 JUNE Y. MORENO
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