

KINGSLEY SZAMET & LY

ERIC B. KINGSLEY, Esq. (SBN 185123)

eric@kingsleylawyers.com

KELSEY M. SZAMET, Esq. (SBN 260264)

kelsey@kingsleylawyers.com

16133 Ventura Blvd., Suite 1200

Encino, CA 91436

Telephone: (818) 990-8300

Fax: (818) 990-2903

Attorneys for Plaintiffs and the proposed class

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES

JAMES SARAMI; DOUGLAS STUMVOLL;
ANDREY TARASOV, as individuals, on
behalf of themselves and others similarly
situated,

PLAINTIFFS,

v.

TEND EXCHANGE SUBSIDIARY, LLC;
TEND EXCHANGE, INC. & DELAWARE
TENDER STAFFING, LLC; and DOES 1
thru 50, inclusive,

DEFENDANTS.

CASE NO. 23STCV02139

[Case Assigned for All Purposes to Hon.
William F. Highberger in Dept. 10]

**DECLARATION OF ANDREY TARASOV
IN SUPPORT OF PLAINTIFFS' MOTION
FOR PRELIMINARY APPROVAL OF
CLASS SETTLEMENT**

Date: January 16, 2025

Time: 11:00 AM

Dept.: 10

Complaint Filed: January 31, 2023

Trial Date: None Set

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 0
- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 0
- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8

I, Andrey Tarasov, state and declare as follows:

1. I am a competent adult, over the age of eighteen and a Class Representative Plaintiff in the matter of JAMES SARAMI; DOUGLAS STUMVOLL; ANDREY TARASOV; as individuals, on behalf of themselves and others similarly situated v. TEND EXCHANGE SUBSIDIARY, LLC; TEND EXCHANGE, INC.; & DELAWARE TENDER STAFFING, LLC; and DOES 1 thru 50, inclusive, Los Angeles County Superior Court, Case No. 23STCV02139. The foregoing is based upon my personal knowledge and, if called as a witness, I could and would competently testify thereto. I am making this sworn declaration in support of my claims and the claim of my co-workers, and in support of my qualifications as Class Representative. If called as a witness, I could and would competently testify as to the truth of the matters set forth herein.

2. I worked as a non-exempt employee for Tend Exchange Subsidiary, LLC; Tend Exchange, Inc. & Delaware Tender Staffing, LLC (“Defendants”).

3. I have spent significant time throughout this class action working with Class Counsel. Before the action was filed, I researched and reached out to Counsel that I believed could best represent the interests of the Class Members. Though I contacted Counsel before the Complaint was filed, I was not named as a Plaintiff in the original Complaint but was added as a representative at a later time.

4. I assisted the attorneys with investigation and gathering of information including discussing my work experience and the experience of others that I observed while working for Defendants and providing all relevant employment documents in my possession. I have always shared all information regarding my insights and experience working for Defendant and their practices and procedures to help the Class obtain a favorable settlement.

5. I believe that the other Class Members and I had wage and hour claims for not being paid minimum wages for each hour worked or part thereof; not being paid for all hours at the appropriate rate of pay; not being able to take all compliant meal and rest breaks or being provided meal or rest premiums at the correct rate of pay in lieu thereof; not being reimbursed for my out-of-pocket expenses; being provided inaccurate itemized wage statements; not being provided

proper payroll records; and not being paid all wages due at the time of resignation/termination from Defendant. I understand that by signing the full release in this matter, I lose the right to pursue these claims any further.

6. I understand that I have agreed to act as a Class Representative and that I represent all other workers who are similarly situated. I understand that I have a responsibility to act in the best interests of all other Class Members. I believe that I have put the Class Members interests ahead of my own interests at all times during this litigation.

7. During the litigation, I have maintained regular contact with Class Counsel and assisted in any way possible by providing information and making myself available as needed.

8. I was aware that by helping to initiate this lawsuit, my name would become known and it was possible that my involvement in this matter could make it more difficult for me to obtain employment in this field. Regardless, I believed it was important to proceed with this matter on my behalf and on behalf of all others who were subject to the same problems during their employment with Defendants.

9. Based upon my participation in this case, I understand the merits of this settlement and I strongly support the settlement and believe it is fair and reasonable, and in the best interest of the class. I believe this Settlement is fair and reasonable and will benefit the Class.

10. It is my opinion that a fair and adequate Class enhancement for me as a Class Representative is \$10,000.00. I believe that it is fair and reasonable in view of all of the work I have performed in my role as a Class Representative. As Class Representative, I actively participated in all stages of the litigation as detailed above and have always maintained the best interest of the Class while performing my Class Representative duties.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed this 2 day of November, 2024 at San Diego, California.



Andrey Tarasov
Declarant

(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 November 4, 2024 I served all interested parties in this action the following documents described as: **DECLARATION OF ANDREY TARASOV IN SUPPORT OF PLAINTIFFS' MOTION FOR PRELIMINARY APPROVAL OF CLASS SETTLEMENT** by placing a true copy thereof enclosed in a sealed envelope addressed as follows:

OGLETREE DEAKINS

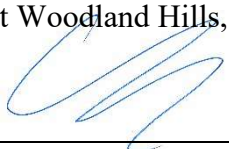
Isabella B. Urrea
Isbella.urrea@ogletree.com
Alexander M. Chemers
Zander.chemers@ogletreedeakins.com
Sally I. Navarrete
Sally.navarrete@ogletreedeakins.com
Jenny Carmona
Jenny.carmona@ogletreedeakins.com
400 South Hope Street, Suite 1200
Los Angeles, CA 90071

[XX] 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.

[XX] BY ELECTRONIC MAIL THROUGH CASE ANYWHERE: On interested parties set forth on the attached service list.

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

Executed on November 4, 2024 at Woodland Hills, California.



Michelle Tanzer