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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 DOUGLAS
STUMVOLL IN SUPPORT OF
PLAINTIFFS' AMENDED 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

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I, Douglas Stumvoll, 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 joining as a Plaintiff this action, on December 18, 2023, I researched and identified Counsel that I believed could best represent the interests of the Class Members. I believe that I found competent legal Counsel to handle this matter who regularly handles these types of cases.

4. I am a current employee of Defendant.

5. I have always shared all of the information with my attorneys regarding my experiences working for Defendant and their practices and procedures to help the Class obtain a favorable settlement. I have provided all relevant employment documents in my possession.

6. 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

1 from Defendant. I understand that by signing the full release in this matter, I lose the right to pursue
2 these claims any further.

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

7 8. Throughout the entirety of this litigation, I have maintained regular contact with
8 Class Counsel and assisted in any way possible by providing information and making myself
9 available as needed.

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

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

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

23 I declare under penalty of perjury under the laws of the State of California that the
24 foregoing is true and correct. Executed this 30 day of October, 2024
25 at Los Angeles, California.

26 

27 Douglas Stumvoll
28 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 20, 2024 I served all interested parties in this action the following documents described as: **DECLARATION OF DOUGLAS STUMVOLL IN SUPPORT OF PLAINTIFFS' AMENDED 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

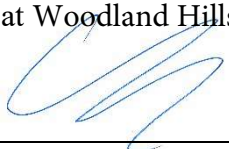
Los Angeles, CA 90071

[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 20, 2024 at Woodland Hills, California.



Michelle Tanzer