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Attorneys for Plaintiff and all aggrieved employees

**IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF ORANGE**

CARLOS BARRAZA, an individual, on
behalf of the State of California, as a private
attorney general,

PLAINTIFF,

v.

ALTA NEWPORT HOSPITAL, LLC DBA
FOOTHILL REGIONAL MEDICAL
CENTER; and DOES 1 thru 50, inclusive,

DEFENDANTS.

Case No. 30-2023-01304199-CU-OE-CXC

[Hon. Layne H. Melzer in Dept. CX-102]

**DECLARATION OF KELSEY M.
SZAMET IN SUPPORT OF
SUPPLEMENTAL BRIEFING IN
SUPPORT OF MOTION FOR APPROVAL
OF REPRESENTATIVE ACTION
SETTLEMENT**

Date: June 12, 2025

Time: 2:00 P.M.

Dept.: CX-102

Complaint Filed:	January 26, 2023
FAC Filed:	April 3, 2023
SAC Filed:	September 16, 2024
Trial Date:	None Set

DECLARATION OF KELSEY M. SZAMET

I, Kelsey M. Szamet, declare as follows:

1. I am an attorney licensed to practice before all of the courts of the State of California. I am the attorney of record for Plaintiff Carlos Barraza in the above-entitled action. I have personal knowledge of the facts set forth herein, and if called upon as a witness, I could and would testify competently thereto.

2. I graduated cum laude from the University of California, San Diego in 2004 with a degree in Human Development. I graduated from the University of California, Los Angeles School of Law in 2008. I am admitted to practice before the following Courts: United States Supreme Court; United States District Court, Northern, Eastern, Southern and Central of California; all California State Courts.

3. I make this declaration in support of Plaintiff's Supplemental Briefing In Support of Motion for Approval of Representative Action Settlement and Motion for Approval of Representative Action in the above-captioned case.

4. On April 11, 2025, the Parties agreed to submit on the Tentative Ruling to allow time to address the Court's issues.

ISSUES IDENTIFIED IN TENTATIVE RULING

5. The Parties intended the Settlement to cover all hourly employees, as that was the definition of Aggrieved Employees throughout the case, not just those employees who provide direct patient care or support direct patient care.

6. Thus, the Parties believe the "PAGA Employee" definition is appropriate because the primary issues were the same for the vast majority of employees.

7. The table below identifies Plaintiff's monetary valuation for each PAGA claim:

Claim	Number of Pay Periods with Violations	Maximum Penalties	Discounts for Risk	Adjusted Monetary Valuation
Wages/Overtime	24,452	\$2,445,200	90%	\$244,520

1	Meal Period	24,452	\$2,445,200	90%	\$244,520
2	Rest Period	24,452	\$2,445,200	90%	\$244,520
3	Reimbursement	24,452	\$2,445,200	90%	\$244,520
4	Wage Statement	24,452	\$1,222,600	90%	\$122,260
5	Payroll Record	24,452	\$2,445,200	90%	\$244,520
6	Sick Leave	24,452	\$2,445,200	90%	\$244,520
7	Wage Deduction	24,452	\$2,445,200	90%	\$244,520
8	Lower Wage	24,452	\$2,445,200	90%	\$244,520
9	Scale				
10	Rest Day	24,452	\$2,445,200	90%	\$244,520
11	Written Notice	24,452	\$2,445,200	90%	\$244,520
12	Waiting Time	24,452	\$2,445,200	90%	\$244,520
13	Total		\$28,119,800	90%	\$2,811,980

15 The table above shows maximum potential civil penalties were the Court to award \$100 per
16 pay period per violation.

17 8. As discussed in the Motion (at p. 22), there is no authority to permit such “stacking”
18 of penalties and Plaintiff does not believe that is a likely outcome here.

19 9. In looking to other bench awards for civil penalties for guidance, Plaintiff believes
20 that 10-15% of the maximum civil penalty for one violation is a likely outcome.

21 10. Thus, splitting it down the middle, if the Court were to award 12.5% of the adjusted
22 monetary valuation award of above, that amount is \$351,497.50 which is exactly in line with the
23 proposed settlement amount here of \$359,679.00.

24 11. The Parties specifically negotiated this issue.

25 12. The amount of Plaintiff’s individual settlement is \$15,000.00.

26 13. The amount of the requested Enhancement of \$5,000.00, which is on the low end of
27 enhancement awards, is reasonable in light of Plaintiff’s participation in bringing this case and his
28 work in prosecuting the action on behalf of the State and all Aggrieved Employees.

1 14. Counsel for Plaintiff provides contemporaneous timerecords for the Court's review,
2 redacted as necessary for privilege and work-product concerns.

3 15. Pursuant to the Court's comments in the tentative, Counsel for Plaintiff has reduced
4 the requested fee amount from 33.33% to 30%, which results in a revised fee request of \$107,903.70.

5 16. Excluding any attorney time spent since the initial filing of the Motion for Approval,
6 a lodestar cross-check using the reduced fee request would result in a multiplier of 1.61.

7 17. In response to the Tentative Ruling, Plaintiff has revised the proposed order.

8 **PROOF OF SUBMISSION TO THE LABOR AND WORKFORCE DEVELOPMENT**

9 **AGENCY**

10 18. As indicated on the Proof of Service, Plaintiff's accompanying Supplemental
11 Briefing In Support of Motion for Approval of Representative Action Settlement ("Supplemental
12 Briefing") was uploaded to the Labor and Workforce Development Agency's ("LWDA") website
13 on the date this Supplemental Briefing was filed. Proof of submission of Plaintiff's Supplemental
14 Briefing, all related documents, and copy of the email from the LWDA confirming receipt is attached
15 hereto as Exhibit "B".

16 **EXHIBITS**

17 19. Attached hereto as Exhibit "A" is a true and correct copy of Plaintiff's Counsel's
18 redacted contemporaneous time records.

19 20. Attached hereto as Exhibit "B" is a true and correct copy of the proof of submission
20 to the LWDA as referenced in paragraph 18 above.

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

23 This declaration was executed this 13th day of May, 2025, in Altadena, California.

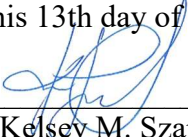
24 
25 _____
26 Kelsey M. Szamet
27
28

EXHIBIT "A"

Barraza, Carlos | 65.7- Foothill Regional Medical Center adv. Barraza, Carlos

Time Period: Jan 23, 2022 - Apr 23, 2025

Time

DATE	DESCRIPTION	USER	HOURS	BILLABLE	AMOUNT
10/20/22	rvw initial contact notes notes	Eric Kingsley	0.1	Yes	\$121.00
10/21/22	initial intake call with client	Eric Kingsley	1.2	Yes	\$1,452.00
10/21/22	discussion with team and work on case setup	Eric Kingsley	0.5	Yes	\$605.00
10/24/22	review docs returned from client	Eric Kingsley	0.7	Yes	\$847.00
10/24/22	rvw client signed retainer	Eric Kingsley	0.1	Yes	\$121.00
10/24/22	search for prior actions, prior releases; search LWDA database; search CNS for other actions pending	Eric Kingsley	1.5	Yes	\$1,815.00
10/24/22	rvw records request letter and sign	Eric Kingsley	0.1	Yes	\$121.00
10/24/22	email to team [REDACTED]	Eric Kingsley	0.1	Yes	\$121.00
10/25/22	rvw and revise retainer	Eric Kingsley	0.3	Yes	\$363.00
10/25/22	follow up client intake and discussion potential case issues	Eric Kingsley	1.0	Yes	\$1,210.00
10/28/22	research re [REDACTED]	Kelsey Szamet	1.2	Yes	\$1,056.00
10/28/22	rvw client email and the docs sent via email	Eric Kingsley	0.3	Yes	\$363.00
11/18/22	email to team re [REDACTED]	Eric Kingsley	0.1	Yes	\$121.00

11/22/22	review and sign follow up on records request	Eric Kingsley	0.1	Yes	\$121.00
12/02/22	rvw signed green card on records request	Eric Kingsley	0.1	Yes	\$121.00
12/19/22	finish intake; issue outline	Eric Kingsley	2.0	Yes	\$2,420.00
12/21/22	outine complaint	Eric Kingsley	0.8	Yes	\$968.00
01/08/23	email re [REDACTED]	Eric Kingsley	0.2	Yes	\$242.00
01/26/23	rvw O/L filing conf for complaint	Kelsey Szamet	0.1	Yes	\$88.00
01/26/23	rvw LWDA upload conf	Kelsey Szamet	0.1	Yes	\$88.00
01/26/23	final review and sign S&C; coordinate filing today	Kelsey Szamet	0.4	Yes	\$352.00
01/26/23	draft complaint and paga letter	Kelsey Szamet	3.5	Yes	\$3,080.00
01/31/23	rvw conformed complaint	Kelsey Szamet	0.1	Yes	\$88.00
02/01/23	rvw green return receipt for PAGA letter	Kelsey Szamet	0.1	Yes	\$88.00
02/07/23	rvw OC service report re status - 17 agents to serve	Kelsey Szamet	0.1	Yes	\$88.00
02/07/23	rvw conformed S&C docs and judicial appointment; breif research re [REDACTED] [REDACTED]; emails to/from KMS and EBK re [REDACTED] 170.6	Kelsey Szamet	0.6	Yes	\$528.00
02/22/23	rvw e-filed POS and answer deadline	Kelsey Szamet	0.1	Yes	\$88.00
03/03/23	service of minute order from court re complex designation and cmc date	Kelsey Szamet	0.1	Yes	\$88.00
03/03/23	email from MT re complex fees already paid	Kelsey Szamet	0.1	Yes	\$88.00
03/03/23	send minute order to team to calendar	Kelsey Szamet	0.1	Yes	\$88.00

03/14/23	draft ntc of minute order deeming complex; send to team to file	Kelsey Szamet	0.2	Yes	\$176.00
03/14/23	rvw conformed service of ntc	Kelsey Szamet	0.1	Yes	\$88.00
03/20/23	draft FAC; coordinate with team to file 4/3	Kelsey Szamet	1.5	Yes	\$1,320.00
03/22/23	disc with mt and kms re def's blew responsive pleading deadline, follow-up on 4/3	Kelsey Szamet	0.3	Yes	\$264.00
03/23/23	3 emails to/from def cnsl and kms re grant extension on answer to 3/28	Kelsey Szamet	0.3	Yes	\$264.00
03/23/23	pick up vmail from def cnsl	Kelsey Szamet	0.1	Yes	\$88.00
03/28/23	eservice of def's answer	Kelsey Szamet	0.1	Yes	\$88.00
03/29/23	rvw Rutan and Tucker's Answer	Kelsey Szamet	0.3	Yes	\$264.00
04/04/23	send def's answer to team for case file	Kelsey Szamet	0.1	Yes	\$88.00
04/10/23	rvw conformed fac	Kelsey Szamet	0.1	Yes	\$88.00
04/13/23	email serving conformed fac on def cnsl	Kelsey Szamet	0.1	Yes	\$88.00
04/28/23	disc with KMS and EBK re case strategy and approach on arb agreement	Eric Kingsley	0.5	Yes	\$605.00
04/28/23	email form def cnsl with attached arb agreement	Kelsey Szamet	0.1	Yes	\$88.00
04/28/23	emails and discussion with ebk and kms re def's arb agreement and strategy moving forward	Kelsey Szamet	0.5	Yes	\$440.00
04/28/23	rvw arb agreement from def	Kelsey Szamet	0.1	Yes	\$88.00
04/28/23	email form def cnsl with arb agreement attached	Kelsey Szamet	0.1	Yes	\$88.00
04/28/23	email to def cnsl requesting copy of arb agreement	Kelsey Szamet	0.1	Yes	\$88.00

04/28/23	email form def cnsl re arb agreement	Kelsey Szamet	0.1	Yes	\$88.00
05/12/23	eservice of def's answer	Kelsey Szamet	0.1	Yes	\$88.00
05/17/23	draft joint report and send to def cnsl for review	Kelsey Szamet	0.5	Yes	\$440.00
05/17/23	rvw ebk appearance conf at ISC	Kelsey Szamet	0.1	Yes	\$88.00
05/22/23	email from def with edits to joint report	Kelsey Szamet	0.1	Yes	\$88.00
05/22/23	rvw def edits and send email to ebk re [REDACTED]	Kelsey Szamet	0.1	Yes	\$88.00
05/23/23	3 emails to/from [REDACTED] and kms re [REDACTED]	Kelsey Szamet	0.3	Yes	\$264.00
05/24/23	rvw conformed joint report	Kelsey Szamet	0.1	Yes	\$88.00
05/24/23	3 emails to/from def cnsl and KMS re report follow up and call on June 5	Kelsey Szamet	0.3	Yes	\$264.00
05/24/23	email from Kim re report was filed this morning	Kelsey Szamet	0.1	Yes	\$88.00
05/26/23	rvw eService of court's order cont isc	Kelsey Szamet	0.1	Yes	\$88.00
06/01/23	case meeting with ebk and kms re [REDACTED]	Kelsey Szamet	0.5	Yes	\$440.00
06/01/23	case meeting with ebk and kms re [REDACTED]	Eric Kingsley	0.5	Yes	\$605.00
06/05/23	review email from def atty, research [REDACTED]	Eric Kingsley	0.5	Yes	\$605.00
06/06/23	email to def cnsl re re can do mondaya call	Kelsey Szamet	0.1	Yes	\$88.00
06/06/23	email form def cnsl re call re agreement	Kelsey Szamet	0.1	Yes	\$88.00
06/06/23	email from def cnsl re re monday 1030 am call	Kelsey Szamet	0.1	Yes	\$88.00

06/12/23	tel to def cnsl	Kelsey Szamet	0.1	Yes	\$88.00
06/27/23	2 emails to/from def cnsl and kms re setting up a meet and confer call	Kelsey Szamet	0.2	Yes	\$176.00
06/28/23	3 emails tofrom def cnsl and kms re setting call for friday at 2pm	Kelsey Szamet	0.3	Yes	\$264.00
06/30/23	email from def cnsl re follow-up on call	Kelsey Szamet	0.1	Yes	\$88.00
06/30/23	tel with def cnsl re arb agreement issues; SOL; stipulating to go to arb	Kelsey Szamet	0.3	Yes	\$264.00
07/17/23	email and rvw def signature on stip; sign and send to team to file	Kelsey Szamet	0.1	Yes	\$88.00
07/25/23	email from def cnsl re call next week	Kelsey Szamet	0.1	Yes	\$88.00
07/26/23	email to def cnsl re can do call mon or tues next week and filing RFD	Kelsey Szamet	0.1	Yes	\$88.00
07/26/23	email from def cnsl re call Tuesday at 2pm	Kelsey Szamet	0.1	Yes	\$88.00
07/26/23	email to def cnsl re can do call Tuesday at 2pm	Kelsey Szamet	0.1	Yes	\$88.00
08/02/23	email form def cnsl with auth to sign stip	Kelsey Szamet	0.1	Yes	\$88.00
08/02/23	email to def cnsl with stip to amend; rvw drafted stip to amend and approve	Kelsey Szamet	0.3	Yes	\$264.00
08/04/23	rvw OL filing submission conf of stip to arb	Kelsey Szamet	0.1	Yes	\$88.00
08/08/23	email to def cnsl with signed stip to submit to arb	Kelsey Szamet	0.1	Yes	\$88.00
08/08/23	email from team re receipt of conformed stip	Kelsey Szamet	0.1	Yes	\$88.00
08/08/23	rvw conformed stip to submit ind claims to arb	Kelsey Szamet	0.1	Yes	\$88.00
08/29/23	pull mckelvey dates and send to def cnsl	Kelsey Szamet	0.1	Yes	\$88.00

08/29/23	email form def cnsl re agree to mckelvey	Kelsey Szamet	0.1	Yes	\$88.00
09/06/23	pull and check Q1 dates that work for us and send to def cnsl	Kelsey Szamet	0.2	Yes	\$176.00
09/06/23	email form McKelvey with Jan dates	Kelsey Szamet	0.1	Yes	\$88.00
09/06/23	review email rew mediation dates	Eric Kingsley	0.1	Yes	\$121.00
09/11/23	email from def cnsl re will follow-up again with his client	Kelsey Szamet	0.1	Yes	\$88.00
09/11/23	email to def cnsl re follow up on med dates	Kelsey Szamet	0.1	Yes	\$88.00
09/11/23	pull and send operative complaint to Mediator	Kelsey Szamet	0.1	Yes	\$88.00
09/13/23	email to def cnsl re date booked	Kelsey Szamet	0.1	Yes	\$88.00
09/13/23	email to McKelvey with responses	Kelsey Szamet	0.1	Yes	\$88.00
09/13/23	email form McKelvey confirming 2/29 date and info needed	Kelsey Szamet	0.1	Yes	\$88.00
09/13/23	check roa to confirm cmc off	Kelsey Szamet	0.2	Yes	\$176.00
09/18/23	rvw ROA cont cmc to Jan	Kelsey Szamet	0.1	Yes	\$88.00
09/18/23	email form def re whether date confirmed	Kelsey Szamet	0.1	Yes	\$88.00
09/28/23	email to def re will confirm date	Kelsey Szamet	0.1	Yes	\$88.00
09/29/23	email from McKelvey with mediation conf, invoice, etc	Kelsey Szamet	0.1	Yes	\$88.00
09/29/23	email from def re service list	Kelsey Szamet	0.1	Yes	\$88.00
09/29/23	rvw mediation confirmation docs and send to mt for invoice payment	Kelsey Szamet	0.2	Yes	\$176.00

09/29/23	email to def cnsl re service list	Kelsey Szamet	0.1	Yes	\$88.00
10/02/23	rvw payment conf of mediation invoice	Kelsey Szamet	0.1	Yes	\$88.00
10/02/23	rvw McKelvey invoice	Kelsey Szamet	0.1	Yes	\$88.00
10/05/23	rvw client signed notice of mediation	Kelsey Szamet	0.1	Yes	\$88.00
12/01/23	case meeting with ebk and kms re [REDACTED]	Eric Kingsley	0.5	Yes	\$121.00
12/01/23	case meeting with ebk and kms re [REDACTED]	Kelsey Szamet	0.5	Yes	\$440.00
12/06/23	tel from def cnsl re moving mediation and he will follow up	Kelsey Szamet	0.2	Yes	\$176.00
12/11/23	rvw def cnsl email to McKelevey to request to cont mediation date to June 11	Kelsey Szamet	0.1	Yes	\$88.00
12/11/23	email to def re will email McKelvey	Kelsey Szamet	0.1	Yes	\$88.00
12/11/23	email to def re june 11 ok	Kelsey Szamet	0.1	Yes	\$88.00
12/11/23	clear cont dates in our calendar	Kelsey Szamet	0.2	Yes	\$176.00
12/11/23	email from def re new dates in June	Kelsey Szamet	0.1	Yes	\$88.00
12/12/23	emails to/from Peter and Emmalee re conf of new date; emails with our team re update to master calendar and let client know	Kelsey Szamet	0.4	Yes	\$352.00
01/08/24	draft joint report and send to def for review	Kelsey Szamet	0.3	Yes	\$264.00
01/09/24	send joint report to def	Kelsey Szamet	0.1	Yes	\$88.00
01/09/24	email from def re joint report	Kelsey Szamet	0.1	Yes	\$88.00
01/09/24	rvw conformed joint report	Kelsey Szamet	0.1	Yes	\$88.00

01/09/24	rvw eservice of joint report	Kelsey Szamet	0.1	Yes	\$88.00
01/09/24	email from def re auth to add his signature and file report	Kelsey Szamet	0.1	Yes	\$88.00
01/09/24	email to def approving edits	Kelsey Szamet	0.1	Yes	\$88.00
01/09/24	rvw def edits to report	Kelsey Szamet	0.1	Yes	\$88.00
01/09/24	email from def with edits to report	Kelsey Szamet	0.1	Yes	\$88.00
01/10/24	rvw apperance conf for JA on 1/17	Kelsey Szamet	0.1	Yes	\$88.00
01/16/24	email to team re CMC cont to 8/14	Kelsey Szamet	0.1	Yes	\$88.00
01/16/24	check ROA for cmc tomorrow	Kelsey Szamet	0.1	Yes	\$88.00
01/16/24	emails to/from JA and KMS re [REDACTED] for hearing tomorrow	Kelsey Szamet	0.2	Yes	\$176.00
01/16/24	review order	Eric Kingsley	0.1	Yes	\$121.00
01/16/24	review hearing info	Jessica Adlouni	0.1	Yes	\$55.00
01/16/24	emails w KMS re [REDACTED]	Jessica Adlouni	0.2	Yes	\$55.00
04/12/24	rvw OL filing conf of Notice of Firm Name Change	Kelsey Szamet	0.1	Yes	\$88.00
05/07/24	disc status with EBK, JB and KMS re [REDACTED]	Kelsey Szamet	0.5	Yes	\$440.00
05/07/24	email to def re follow up on mediation data	Kelsey Szamet	0.1	Yes	\$88.00
05/08/24	email to Sean re [REDACTED]	Kelsey Szamet	0.1	Yes	\$88.00
05/08/24	email from def cnsl re status of data production	Kelsey Szamet	0.1	Yes	\$88.00

05/08/24	email form expert to please send complaint so they can run conflict check	Kelsey Szamet	0.1	Yes	\$88.00
05/09/24	email form Sean re they have a conflict on this case	Kelsey Szamet	0.1	Yes	\$88.00
05/10/24	email to Berger's office re [REDACTED] if they are conflicted	Kelsey Szamet	0.1	Yes	\$88.00
05/15/24	email from Laura Steiner re [REDACTED]	Kelsey Szamet	0.1	Yes	\$88.00
05/15/24	email sending data link to expert	Kelsey Szamet	0.1	Yes	\$88.00
05/15/24	email to Laura Steiner re expert report	Kelsey Szamet	0.1	Yes	\$88.00
05/16/24	rvw expert retainer agreement and related docs	Kelsey Szamet	0.3	Yes	\$264.00
05/16/24	email to Laura re will send check and data today	Kelsey Szamet	0.1	Yes	\$88.00
05/16/24	email to team to send check out today for expert	Kelsey Szamet	0.1	Yes	\$88.00
05/21/24	rvw def's attestation letter and docs and the sample	Kelsey Szamet	0.4	Yes	\$352.00
05/21/24	email to def re rec'v supp production but ad service to all emails	Kelsey Szamet	0.1	Yes	\$88.00
05/21/24	have supp data re attestations sent to expert	Kelsey Szamet	0.1	Yes	\$88.00
05/21/24	email to ebk re [REDACTED]	Kelsey Szamet	0.1	Yes	\$88.00
05/21/24	pull and rvw Donahue to review suggested attestation in that opinion	Kelsey Szamet	0.3	Yes	\$264.00
05/22/24	email form expert confirming receipt of data	Kelsey Szamet	0.1	Yes	\$88.00
05/22/24	email to expert re [REDACTED]	Kelsey Szamet	0.1	Yes	\$88.00
05/31/24	pull and review file; client docs; intake notes from EBK; rvw def's production; begin draft mediation brief	Kelsey Szamet	4.5	Yes	\$3,960.00

06/01/24	tel with client re mediation; case update	Kelsey Szamet	0.6	Yes	\$528.00
06/03/24	email to expert re status of report	Kelsey Szamet	0.1	Yes	\$88.00
06/03/24	finish draft mediation brief	Kelsey Szamet	5.0	Yes	\$4,400.00
06/03/24	send draft brief to mediator	Kelsey Szamet	0.1	Yes	\$88.00
06/03/24	email to expert to set call for tomorrow	Kelsey Szamet	0.1	Yes	\$88.00
06/03/24	email from expert re status and call this week	Kelsey Szamet	0.1	Yes	\$88.00
06/04/24	tel with expert re [REDACTED]	Kelsey Szamet	0.5	Yes	\$440.00
06/04/24	email from expert with damage analysis per our call today	Kelsey Szamet	0.1	Yes	\$88.00
06/04/24	pull and [REDACTED] to revise his analysis	Kelsey Szamet	0.2	Yes	\$176.00
06/04/24	email to [REDACTED] confirming call at 11m today	Kelsey Szamet	0.1	Yes	\$88.00
06/04/24	email from Gabe re [REDACTED]	Kelsey Szamet	0.1	Yes	\$88.00
06/05/24	case meeting with ebk and kms re [REDACTED]	Kelsey Szamet	0.5	Yes	\$88.00
06/05/24	case meeting with ebk and kms re [REDACTED]	Eric Kingsley	0.5	Yes	\$605.00
06/06/24	send expert report to mediator for Tuesday's mediation	Kelsey Szamet	0.1	Yes	\$88.00
06/06/24	email and rvw expert reports [REDACTED] [REDACTED]	Kelsey Szamet	0.7	Yes	\$616.00
06/10/24	tel with mediator re case tomorrow	Kelsey Szamet	0.5	Yes	\$440.00
06/10/24	prep for mediation	Kelsey Szamet	2.0	Yes	\$1,760.00

06/10/24	email to [REDACTED] to send an invoice for analysis	Kelsey Szamet	0.1	Yes	\$88.00
06/10/24	complete docusign of conf agreement	Kelsey Szamet	0.1	Yes	\$88.00
06/10/24	email from mediator re link for tomorrow	Kelsey Szamet	0.1	Yes	\$88.00
06/11/24	attend Zoom mediation	Kelsey Szamet	5.5	Yes	\$4,840.00
06/12/24	email form [REDACTED] with invoice	Kelsey Szamet	0.1	Yes	\$88.00
06/12/24	email to [REDACTED] to issue refund for unused retainer	Kelsey Szamet	0.1	Yes	\$88.00
06/12/24	rvw invoice	Kelsey Szamet	0.1	Yes	\$88.00
06/12/24	email to mediator [REDACTED]	Kelsey Szamet	0.1	Yes	\$88.00
06/18/24	rvw refund check from [REDACTED]	Kelsey Szamet	0.1	Yes	\$88.00
06/19/24	email form def cnsl re [REDACTED]	Kelsey Szamet	0.1	Yes	\$88.00
06/19/24	email from Brandon re both sides accepted proposal	Kelsey Szamet	0.1	Yes	\$88.00
06/20/24	email to def cnsl re we will work on amended PAGA letter and we pan to use LASC model PAGA agreement	Kelsey Szamet	0.1	Yes	\$88.00
06/20/24	email from def cnsl re will draft MOU	Kelsey Szamet	0.1	Yes	\$88.00
06/20/24	email from def cnsl re [REDACTED]	Kelsey Szamet	0.1	Yes	\$88.00
06/26/24	email from def with draft MOU	Kelsey Szamet	0.1	Yes	\$88.00
06/27/24	send redlined MOU to def cnsl	Kelsey Szamet	0.1	Yes	\$88.00
06/27/24	rvw def draft MOU and make revisions	Kelsey Szamet	0.5	Yes	\$440.00

06/27/24	email from def re will send the MOU to his client today and get back to me	Kelsey Szamet	0.1	Yes	\$88.00
07/02/24	email from def cnsl re approve MOU	Kelsey Szamet	0.1	Yes	\$88.00
07/02/24	email to def cnsl re will send draft MOU out	Kelsey Szamet	0.1	Yes	\$88.00
07/02/24	email from def cnsl with final MOU	Kelsey Szamet	0.1	Yes	\$88.00
07/03/24	draft amended PAGA letter	Kelsey Szamet	0.6	Yes	\$528.00
07/03/24	email amended PAGA letter [REDACTED]	Kelsey Szamet	0.1	Yes	\$88.00
07/09/24	email to def re [REDACTED]	Kelsey Szamet	0.1	Yes	\$88.00
07/09/24	email to admin re bid	Kelsey Szamet	0.1	Yes	\$88.00
07/09/24	draft PAGA long form agreement	Kelsey Szamet	2.0	Yes	\$1,760.00
07/10/24	email to def re [REDACTED] will upload promptly	Kelsey Szamet	0.1	Yes	\$88.00
07/10/24	rvw and approve [REDACTED]	Kelsey Szamet	0.1	Yes	\$88.00
07/11/24	rvw email serving amended letter on def cnsl	Kelsey Szamet	0.1	Yes	\$88.00
07/11/24	rvw amended LWDA upload letter conf	Kelsey Szamet	0.1	Yes	\$88.00
07/15/24	rvw client signed MOU	Kelsey Szamet	0.1	Yes	\$88.00
07/15/24	email from Peter re will have his client sign	Kelsey Szamet	0.1	Yes	\$88.00
07/17/24	email from def cnsl with their signature on MOU	Kelsey Szamet	0.1	Yes	\$88.00
07/30/24	email to def cnsl to follow up on PAGA SA sent 7/10	Kelsey Szamet	0.1	Yes	\$88.00

07/30/24	email from def re have not reviewed SA yet	Jessi Bulaon	0.1	Yes	\$49.50
07/31/24	draft joint report to send to def this week, due 8/7	Kelsey Szamet	0.3	Yes	\$264.00
08/02/24	email from def with their draft report	Kelsey Szamet	0.1	Yes	\$88.00
08/02/24	email from def re will file report today	Kelsey Szamet	0.1	Yes	\$88.00
08/02/24	eservice of joint report	Kelsey Szamet	0.1	Yes	\$88.00
08/02/24	email to def re approve report and can attach my signature	Kelsey Szamet	0.1	Yes	\$88.00
08/02/24	rvw def draft report	Kelsey Szamet	0.1	Yes	\$88.00
08/12/24	check ROA for cmc an continued to Nov	Kelsey Szamet	0.2	Yes	\$176.00
08/12/24	eservice of order continuing CMC	Kelsey Szamet	0.1	Yes	\$88.00
08/13/24	rvw court's ntc of cont of cmc from 8/14 to 11/13	Kelsey Szamet	0.1	Yes	\$88.00
08/30/24	email from def with redlines to long form	Kelsey Szamet	0.1	Yes	\$88.00
09/03/24	make further edits to long form on paragraph 8 [REDACTED] issue and send to def cnsi	Kelsey Szamet	0.2	Yes	\$176.00
09/03/24	review def extensive edits to long-form	Kelsey Szamet	0.5	Yes	\$440.00
09/09/24	email to def re setting a call	Kelsey Szamet	0.1	Yes	\$88.00
09/09/24	emails to/from team re [REDACTED]	Kelsey Szamet	0.3	Yes	\$264.00
09/09/24	Phone call with client re [REDACTED], emails to KMS [REDACTED]	Jessi Bulaon	1.7	Yes	\$841.50
09/10/24	2 emails to/from def and kms re call tomorrow at 1pm	Kelsey Szamet	0.2	Yes	\$176.00

09/11/24	review [REDACTED] SA	Jessi Bulaon	0.7	Yes	\$346.50
09/11/24	rvw JB email to def cnsl re client address for PTO check	Kelsey Szamet	0.1	Yes	\$88.00
09/11/24	rvw confirmation from JB that client understand [REDACTED]	Kelsey Szamet	0.1	Yes	\$88.00
09/11/24	Phone call with client, email def counsel pl's address, revise settlement agreement	Jessi Bulaon	0.6	Yes	\$297.00
09/11/24	tel with def cnsl re issues in agreements; Wolfe case; [REDACTED]	Kelsey Szamet	0.3	Yes	\$264.00
09/13/24	email form def cnsl re [REDACTED] check was sent out	Kelsey Szamet	0.1	Yes	\$88.00
09/13/24	email form def re will discuss [REDACTED] and get back to me	Kelsey Szamet	0.1	Yes	\$88.00
09/13/24	draft SAC, PAGA only	Kelsey Szamet	2.0	Yes	\$1,760.00
09/13/24	email to def cnsl to please get back to me next week on the agreements	Kelsey Szamet	0.1	Yes	\$88.00
09/17/24	rvw SAC rejection	Kelsey Szamet	0.1	Yes	\$88.00
09/18/24	email form Leslie re dept is reserving hearing for 12/13 and no need to reserve	Kelsey Szamet	0.1	Yes	\$88.00
09/19/24	draft stip and order to file SAC	Kelsey Szamet	0.3	Yes	\$264.00
09/20/24	email draft stip to def cnsl and follow up on def's redlines to to agreements	Kelsey Szamet	0.1	Yes	\$88.00
09/24/24	JB email to Peter to follow up on their response on agreements	Kelsey Szamet	0.1	Yes	\$88.00
09/24/24	Phone call from client [REDACTED], email follow up to def counsel on SA	Jessi Bulaon	0.1	Yes	\$49.50
09/25/24	rvw signed order permitting filing of SAC	Kelsey Szamet	0.1	Yes	\$88.00
09/25/24	email to def cnsl re status of agreements	Kelsey Szamet	0.1	Yes	\$88.00

09/25/24	rvw OL fiing submission stip and order to amend to file SAC	Kelsey Szamet	0.1	Yes	\$88.00
09/25/24	rvw OL filing conf SAC	Kelsey Szamet	0.1	Yes	\$88.00
09/25/24	email from def cnsl [REDACTED]	Kelsey Szamet	0.1	Yes	\$88.00
09/26/24	email to def cnsl re [REDACTED]	Kelsey Szamet	0.1	Yes	\$88.00
09/26/24	email from def cnsl re exact pay period count as of 8/20/2024	Kelsey Szamet	0.1	Yes	\$88.00
09/27/24	email form def re [REDACTED]	Kelsey Szamet	0.1	Yes	\$88.00
09/27/24	email to def cnsl re follow up clarification on his position on edits to the agreement	Kelsey Szamet	0.1	Yes	\$88.00
10/01/24	rvw conformed SAC	Kelsey Szamet	0.1	Yes	\$88.00
10/02/24	tel with ebk and kms to discuss strategy [REDACTED]	Kelsey Szamet	0.3	Yes	\$264.00
10/02/24	email to def [REDACTED] [REDACTED]	Kelsey Szamet	0.1	Yes	\$88.00
10/02/24	email form def re [REDACTED] [REDACTED]	Kelsey Szamet	0.1	Yes	\$88.00
10/02/24	email to def re [REDACTED] [REDACTED]	Kelsey Szamet	0.1	Yes	\$88.00
10/02/24	tel with ebk and kms to discuss strategy on escalator issue	Eric Kingsley	0.3	Yes	\$363.00
10/02/24	email from Peter re will move forward with getting [REDACTED] [REDACTED] as agreed	Kelsey Szamet	0.1	Yes	\$88.00
10/21/24	email from def re redlines to SA and final pay period count from its expert	Kelsey Szamet	0.1	Yes	\$88.00
10/21/24	email to JB re [REDACTED]	Kelsey Szamet	0.1	Yes	\$88.00
10/21/24	rvw JB further redlines to SA	Kelsey Szamet	0.1	Yes	\$88.00

10/21/24	emails to/from JB re [REDACTED]	Kelsey Szamet	0.2	Yes	\$176.00
10/21/24	rvw the redlines form def	Kelsey Szamet	0.1	Yes	\$88.00
10/21/24	Email to team re [REDACTED]	Jessi Bulaon	0.1	Yes	\$49.50
10/21/24	review def's redlines to agreement, summarize and send to KMS, redline agreement	Jessi Bulaon	0.7	Yes	\$346.50
10/24/24	email to def cnsl client signed SA docs and tax forms	Kelsey Szamet	0.1	Yes	\$88.00
10/24/24	rvw client signed SA docs	Kelsey Szamet	0.1	Yes	\$88.00
10/29/24	JB email to def cnsl with draft report	Kelsey Szamet	0.1	Yes	\$88.00
10/29/24	brief review of def's answer to SAC	Kelsey Szamet	0.2	Yes	\$176.00
10/29/24	eservice of def's answer to SAC	Kelsey Szamet	0.1	Yes	\$88.00
10/29/24	Email joint report to def counsel	Jessi Bulaon	0.1	Yes	\$49.50
10/30/24	rvw conformed joint report	Kelsey Szamet	0.1	Yes	\$88.00
10/30/24	rvw eservice of joint report	Kelsey Szamet	0.1	Yes	\$88.00
10/30/24	rvw email from def with redlines to joint report	Kelsey Szamet	0.1	Yes	\$88.00
10/30/24	Receipt/review joint report redlines from def counsel, approve for filing	Jessi Bulaon	0.1	Yes	\$49.50
10/30/24	Email to team [REDACTED]	Jessi Bulaon	0.1	Yes	\$49.50
11/05/24	Phone call with client re [REDACTED]	Jessi Bulaon	0.1	Yes	\$49.50
11/12/24	email from Peter with fully executed agreements	Kelsey Szamet	0.1	Yes	\$88.00

12/03/24	email from def re status of draft approval motion	Kelsey Szamet	0.1	Yes	\$88.00
12/10/24	revise PAGA motion, send to KMS for review	Jessi Bulaon	1.5	Yes	\$742.50
12/12/24	Review/revise motion, send to def counsel	Jessi Bulaon	0.3	Yes	\$148.50
12/12/24	rvw JB email to def cnsl with draft of Motion totally	Kelsey Szamet	0.1	Yes	\$88.00
12/12/24	review and provide feedback to JB on Motion	Kelsey Szamet	0.5	Yes	\$440.00
12/16/24	Email to KMS following up on admin	Jessi Bulaon	0.1	Yes	\$49.50
12/17/24	emial form def cnsl re will get edits back this week	Eric Kingsley	0.1	Yes	\$121.00
12/17/24	rvw JB email to Jessi def cnsl with draft motion	Eric Kingsley	0.1	Yes	\$121.00
12/17/24	rvw emails to/from JB and admins re 4 bids from Phoenix, CPT, Apex, etc	Eric Kingsley	0.4	Yes	\$484.00
12/18/24	Email to def counsel re redlines, review redlines, email re admin bids and ILYM	Jessi Bulaon	0.1	Yes	\$49.50
12/18/24	Conference with KMS re [REDACTED]	Jessi Bulaon	0.1	Yes	\$49.50
12/18/24	Emails with [REDACTED]	Jessi Bulaon	0.2	Yes	\$99.00
12/18/24	email admins [REDACTED], respond to [REDACTED]	Jessi Bulaon	0.5	Yes	\$247.50
12/18/24	email from def with [REDACTED]	Kelsey Szamet	0.1	Yes	\$88.00
12/18/24	rvw def's redlines [REDACTED] and [REDACTED]	Kelsey Szamet	0.4	Yes	\$352.00
12/20/24	emails re admin bid issues with [REDACTED]	Kelsey Szamet	0.3	Yes	\$264.00
12/20/24	email to [REDACTED]	Kelsey Szamet	0.1	Yes	\$88.00

01/02/25	email from admin with dec ISO motion	Kelsey Szamet	0.1	Yes	\$88.00
01/06/25	3 emails to/from JB and [REDACTED] [REDACTED]	Kelsey Szamet	0.3	Yes	\$264.00
01/06/25	Review/revise PAGA motion	Jessi Bulaon	0.5	Yes	\$247.50
01/06/25	Email re [REDACTED]	Jessi Bulaon	0.1	Yes	\$49.50
01/08/25	review motion for approval	Eric Kingsley	0.3	Yes	\$363.00
01/08/25	Email staff re [REDACTED]	Jessi Bulaon	0.1	Yes	\$49.50
03/10/25	Phone call with client re [REDACTED]	Jessi Bulaon	0.1	Yes	\$49.50
04/10/25	Receipt/review TR for approval motion, email with KMS [REDACTED]	Jessi Bulaon	0.3	Yes	\$148.50
04/14/25	Phone call re KMS and def counsel re [REDACTED].	Jessi Bulaon	0.3	Yes	\$148.50
Total			84.8		\$75,570.00

EXHIBIT "B"

(Proof of Submission to the LWDA)

(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 May 13, 2025, I served all interested parties in this action the following documents described as: **DECLARATION OF KELSEY M. SZAMET IN SUPPORT OF SUPPLEMENTAL BRIEFING IN SUPPORT OF MOTION FOR APPROVAL OF REPRESENTATIVE ACTION SETTLEMENT** by placing a true copy thereof enclosed in a sealed envelope addressed as follows:

RUTAN & TUCKER

Peter Hering

phering@rutan.com

Adrianna A. Rubino

arubino@rutan.com

Vicky Huang

vhuang@rutan.com

18575 Jamboree Road, 9th Floor

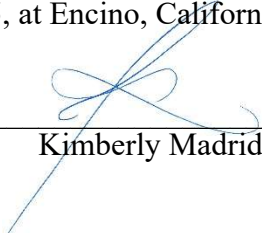
Irvine, CA 92612

[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.govfa.net/315>) and service was completed by electronic means by transmittal of the documents referenced herein on the EF System.

[XX] (BY ELECTRONIC MAIL TRANSMISSION): I caused the document to be send to the persons at the e-mail address(es) listed on the attached service list. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful. A pdf copy of which was sent via email to the above email address(es).

[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 May 13, 2025, at Encino, California.



Kimberly Madrid