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Attorneys for Plaintiff and the aggrieved employees

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF ORANGE

CARLOS BARRAZA an individual, on
behalf of 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

[Case Assigned for All Purposes to Hon. Lon
Hurwitz in Dept. CX-103]

**DECLARATION OF CARLOS BARRAZA
IN SUPPORT OF PLAINTIFF'S MOTION
FOR APPROVAL OF REPRESENTATIVE
ACTION SETTLEMENT**

*[Filed concurrently with Plaintiff's Motion for
Approval of Representative Action Settlement;
Declarations of Kelsey M. Szamet, Julie Green
of CPT Group; and [Proposed] Order, and
Judgment]*

Date: February 28, 2025

Time: 1:30 P.M.

Dept.: CX-103

Complaint Filed: January 26, 2023

FAC Filed: April 3, 2023

SAC Filed: September 16, 2024

Trial Date: None Set

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I, Carlos Barraza, state and declare as follows:

1. I am a competent adult, over the age of eighteen and the name Plaintiff in the matter of CARLOS BARRAZA, an individual, on behalf of the State of California, as a private attorney general, v. Alta Newport Hospital, LLC dba Foothill Regional Medical Center; and DOES 1 thru 50, inclusive, Orange County Superior Court, Case No. 30-2023-01304199-CU-OE-CXC. 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 Plaintiff. 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 an Emergency Registered Nurse employee from approximately 2015 to 2022 for Alta Newport Hospital, LLC dba Foothill Regional Medical Center (“Defendant” or “Alta Newport”).

3. In my role as an Emergency Registered Nurse, I regularly did not receive thirty (30) minute uninterrupted meal periods within the first five (5) hours of my shift when working five hours or more. I also regularly was not provided with ten-minute paid rest periods for every major fraction of four hours that I worked. Further, I did not receive proper wages and/or compensation. I did not receive accurate wage statements and Defendant failed to provide employment records when requested. I was not reimbursed for business-related expenses. Lastly, I did not receive all wages due to me at the time of termination.

4. I have spent significant time throughout this Action working with PAGA Counsel. Before filing this action, in January 26, 2023, I researched and identified Counsel that I believed could best represent the interests of the PAGA Employees. I also assisted the attorneys with investigation and gathering of information including discussing my work experience and the experience of others that I had observed while working for Alta Newport and provided all relevant employment documents in my possession. In addition, I attended a full-day mediation on June 11, 2024. While at the Mediation, I actively participated in the discussions with the PAGA Counsel and shared my knowledge and insights in order to help the PAGA Employees obtain a favorable

1 settlement.

2 5. Throughout the entirety of this litigation, I have maintained regular contact with
3 PAGA Counsel and assisted in any way possible by providing information and making myself
4 available as needed.

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

10 7. Based upon my participation in this case, I understand the merits of this settlement
11 and I strongly support the settlement and believe it is fair and reasonable, and in the best interest
12 of the PAGA Employees. I believe this Settlement will benefit the PAGA Employees.

13 8. It is my opinion that a fair and adequate enhancement for me as a Plaintiff is \$5,000.
14 I believe that it is fair and reasonable in view of all of the work I have performed in my role as a
15 named Plaintiff. As Plaintiff, I actively participated in all stages of the litigation as detailed above
16 and have always maintained the best interest of the PAGA Employees while performing my named
17 Plaintiff duties.

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

20 Executed this 18 day of Dec, 2024 at Orange,
21 California. (City)

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24 Carlos Barraza
25 Declarant
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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 January 8, 2025, I served all interested parties in this action the following documents described as: **DECLARATION OF CARLOS BARRAZA IN SUPPORT OF PLAINTIFF'S 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.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 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 January 8, 2025, at Woodland Hills, California.



Michelle Tanzer