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10 ENVIRONMENTAL SYSTEMS
RESEARCH INSTITUTE, INC.

11
12 SUPERIOR COURT OF THE STATE OF CALIFORNIA
13 COUNTY OF SAN BERNARDINO

14 YESENIA GUTIERREZ and KATHY CHAN,
15 individually and on behalf of all others
similarly situated,

16 Plaintiffs,

17 v.

18 ENVIRONMENTAL SYSTEMS RESEARCH
19 INSTITUTE, INC., a California Corporation,

20 Defendant.

Case No. CIVSB2300014

(Assigned for All Purposes to the Hon.
Christian Towns, Dept. S26)

**DECLARATION OF ALEXANDRA P.
BARLOW IN SUPPORT OF PLAINTIFFS
YESENIA GUTIERREZ'S AND KATHY
CHAN'S MOTION FOR PRELIMINARY
APPROVAL OF CLASS AND PAGA
SETTLEMENT**

21 Date Action Filed: January 4, 2023
22 Trial Date: Not Yet Set

DECLARATION OF ALEXANDRA P. BARLOW

I, Alexandra P. Barlow, declare:

1. I am a partner at the law firm of Morrison & Foerster LLP and an active licensee and member in good standing of the State of Bar of California. I represent Defendant Environmental Systems Research Institute, Inc. (Esri) in this action. I submit this Declaration in support of Plaintiffs Yesenia Gutierrez's and Kathy Chan's Motion for Preliminary Approval of Class and PAGA Settlement. I have personal knowledge of the facts set forth in this Declaration, and if called as a witness, could and would testify as to their accuracy.

2. The proposed *cy pres* recipient for the settlement in this matter is Child Advocates of San Bernardino County (C.A.S.A.). According to its website, the organization's mission is to "improve the quality of life for youth in foster care, juvenile care, and [] foster care alumni with stable and consistent mentoring, advocacy, and supportive services. C.A.S.A. recruits, screens, trains, and provides professional support and supervision to community volunteers who serve as Court appointed Special Advocates [] for children and youth in foster care." See COURT APPOINTED SPECIAL ADVOCATES FOR CHILDREN, SAN BERNARDINO COUNTY, <https://www.casaofsb.org/support-casa/cy-pres-awards.html> (last visited May 14, 2025).

3. According to Morrison & Foerster's records, no one at Morrison & Foerster has recently served on Child Advocates of San Bernardino County (C.A.S.A.)'s board or were involved in any similar capacity with the organization.

4. I am informed that Child Advocates of San Bernardino County (C.A.S.A.) is a local program within the network of the California Court Appointed Special Advocates Association ("California CASA Association"), which in turn is a member of the National CASA/GAL Association for Children. I am informed that Morrison & Foerster briefly provided pro bono legal services to California CASA Association and Child Advocates of San Bernardino County (C.A.S.A.) in two matters in 2007. I am informed that both matters were closed in 2007. I am not otherwise aware of Morrison & Foerster having any former or current relationship with Child Advocates of San Bernardino County C.A.S.A.

5. The Morrison & Foerster Foundation (the "Foundation") is a charitable foundation

1 affiliated with, but separate from, our firm and is funded primarily by our lawyers and staff
2 members. The Foundation has supported underserved communities and equal access to justice of
3 all kinds for approximately 38 years. I am informed that the Foundation has not donated to Child
4 Advocates of San Bernardino County (C.A.S.A.) but has made some donations to Court
5 Appointed Special Advocate programs in other cities and counties outside California.

6 6. Neither I nor any other Morrison & Foerster attorneys on this case are aware of
7 any relationship between Child Advocates of San Bernardino County (C.A.S.A.) and our firm or
8 anyone at our firm that might create a conflict or the appearance of impropriety regarding Esri's
9 agreement to designate Child Advocates of San Bernardino County (C.A.S.A.) as the *cy pres*
10 recipient in this action.

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

13
14 Dated: 5/14/2025 _____

15
16 Signed by:
17 
18 4358E8D8879A4BC...
19 Alexandra P. Barlow