THE MARKHAM LAW FIRM
David R. Markham (SBN 71814)
dmarkham@markham-law.com
Lisa R. Brevard (SBN 323391)
lbrevard@markham-law.com
888 Prospect Street, Suite 200
La Jolla, CA 92037
Telephone: (619) 399-3995/Facsimile: (619) 323-1684

Isam Khoury (SBN 58759)
ikhoury@ckslaw.com
Maggie Realin (SBN 263639)
mrealin@ckslaw.com
COHELAN KHOURY & SINGER
605 C St, Suite 200
San Diego, CA 92101
Tel.: (619) 595-3001 Fax: (619) 595-3000
Attorneys for Plaintiff on behalf of herself and all others similarly situated
(Additional Counsel on Next Page)

SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN JOAQUIN

STACEY L. GRIMSON, an individual, on behalf of herself and all others similarly situated,

Plaintiff,

v.

PROVIDENT CARE, INC., a California Corporation; and DOES 1-10, Inclusive,

Defendants.

Case No. STK-CV-UOE-2025-0014893
ASSIGNED FOR ALL PURPOSES TO:
The Honorable Blanca Bañuelos
Department 10B

CLASS AND REPRESENTATIVE ACTION

DECLARATION OF DAVID R. MARKHAM IN SUPPORT OF PLAINTIFF'S UNOPPOSED MOTION FOR PRELIMINARY APPROVAL OF CLASS AND REPRESENTATIVE ACTION SETTLEMENT

Date: TBD
Time: 9:00 a.m.
Dept.: 10B

Complaint filed: October 10, 2025
Trial date: Not set

UNITED EMPLOYEES LAW GROUP
Walter L. Haines (SBN 71075)
walter@uelglaw.com
8605 Santa Monica Blvd., #63354
North Hollywood, CA 90069
Telephone: (562) 256-1047/Facsimile: (562) 256-1006

Attorneys for Plaintiff on behalf of herself
and all others similarly situated

I, David R. Markham, declare:

1. I am an attorney licensed to practice before all courts of the State of California and a member in good standing of the State Bar of California. I am counsel of record for Plaintiff Stacey Grimson in this action. I make this declaration in support of Plaintiff's Motion for Preliminary Approval of Class and Representative Action Settlement. I make this declaration based on my personal knowledge, and if called to testify, I could and would competently testify to the matters contained in this declaration.

2. I join in the description provided by my co-counsel in their concurrently filed declaration(s) explaining the background and events of this action, the contributions of Plaintiff and Class Counsel to it, the discovery and actions completed by the parties, the *Kullar* analysis, and the fairness and appropriateness of this Settlement.

3. The Markham Law Firm has extensive experience in litigating complex class action cases and representative actions under PAGA. I am The Markham Law Firm's founding partner. I am a graduate of Cornell University and Columbia Law School, and have been practicing law since 1976. I have extensive experience in class action litigation, including wage–and–hour, consumer, antitrust, and securities litigation. I have been lead or co–lead class counsel in hundreds of class action cases in federal and state courts in California, and throughout the United States. I was counsel of record in over thirty reported and widely–cited appellate cases. I have conducted trials in over twenty cases, both bench and jury, including class action trials.

4. My firm has obtained many large class action settlements which have benefited consumers and employees. Two of those cases alone have resulted in recovery of over a billion dollars for class members. In *Jordan v. California Department of Motor Vehicles*, we obtained a settlement fund of over 665 million dollars for the benefit of new California residents who registered their out-of-state vehicles and were unlawfully charged the $300 smog impact fee. *Jordan v. California Dep't of Motor Vehicles*, 100 Cal. App. 4th 431, 440, (2002), as modified on denial of reh'g (Aug. 20, 2002). In *Sparks v AT&T et al*., a settlement fund of $350 million was obtained for consumers nationwide who had been overcharged for residential telephone equipment. Case No. 96-LM-983, 01-L-1668 (Ill. Cir. Ct., Madison County).

5. My firm's settlements in wage and hour cases include *Contreras v. Bank of America*, where we reached a settlement fund of over $16.5 million (San Francisco Superior Court, Case No. CGC-07467749, Sept. 3, 2010). In *Nelson v. St. Paul Fire and Marine Insurance Company*, we reached a settlement of $24.5 million (Case No. 95-G-1088 Brazoria County, Texas, 1996). Further, I settled *Zwart v. John Hancock Mutual Life Insurance Company* for $3 million (Case No. 673902, San Diego Superior Court, 1995). Other California wage and hour settlements in cases where I was lead counsel include *Friend v. Wellpoint/Blue Shield*, Case No. BC345147 (Los Angeles Super. Ct., Aug. 22, 2007) which settled for $6 million, and *Gruender v. First American Title Co*., Case No. 06CC0197 (Orange County Superior Court, 2008), which settled for $11 million.

6. More recent wage and hour settlements that my firm has reached include a $8,000,000 settlement in *XESP v. BF Borgers CPA PC et al*., Case No. 2024CV030771, District Court of the State of Colorado, finally approved on December 11, 2025; a $11,132,134 settlement in *Robertson v. Amazon*, Case No. 3:14-cv-00290-DJH, United States District Court Western District of Kentucky, finally approved on December 23, 2024; a $11,500,000 settlement in *Harrison v. Bank of America*, Case No. 3:19-cv-00316-LB, United States District Court for the Northern District of California, finally approved on November 24, 2021; a $4,500,000 global settlement in *Bernal v. OnTrac Logistics*, Case No. CIVSB2319614, Superior Court of San Bernardino, finally approved on July 21, 2026; a $2,183,000 settlement in *Monroy v. Glendale Memorial Hospital*, Los Angeles Superior Court, Case No., 19STCV14743, finally approved on April 3, 2025; a $1,375,000 settlement in *Diaz et al. v. United Parcel Service, Inc*., United States District Court for the Eastern District of California, Case No. 1:22-cv-00246-CDB, finally approved on December 13, 2023; a $24,000,000 global settlement in *Esteban v. American Airlines*, Case No. 20STCV47361, Los Angeles Superior Court, finally approved on April 26, 2024; a $1,200,000 settlement in *Townsend v. Maxim*, Case No. 22-CV-005450, Alameda Superior Court, finally approved on December 4, 2025; a $665,000 settlement in *Gibson v. Ross*, Case No. 23CV048864, Alameda Superior Court, finally approved on December 12, 2025; a $2,000,000 settlement in *Stewart v. Del Monte*, Case No. 1:22-CV-04919-RMI, United States District Court for the Northern

District of California, finally approved on May 29, 2024; a $975,000 settlement in *Shaw v. Kaiser*, Case No. CVRI2102203, Riverside Superior Court, finally approved on January 19, 2024; a $4,600,000 settlement in *Vasquez v. Bank of America*, Case No. CGC-18-571669, San Francisco Superior Court, finally approved on July 29, 2022; a $2,900,000 settlement in *Swayzer et al. v. Circle K*, Case No. 34-2018-00234999, Sacramento Superior Court, finally approved on February 18, 2022; a $1,000,000 settlement in *Scott v. Sutter*, Case No. CVUJ-2022-1146, Del Norte Superior Court, finally approved on April 25, 2025; a $775,000 settlement in *Ward v. Sutter*, Case No. 34-2020-00279954-CU-OE-GDS, Sacramento Superior Court, finally approved on January 10, 2025; a $750,000 settlement in *Almanzar v. Home Depot*, Case No. 2:20–cv–0699–KJN, Eastern District of California, finally approved on January 3, 2024; a $750,000 settlement in *Delamora v. Thorpe Design, Inc.*, Case No. C22-00931, Contra Costa Superior Court, finally approved on October 2, 2023; a $750,000 settlement in *Antenucci v. Bank of the West*, Case No. CGC-20-583746, San Francisco Superior Court, finally approved on December 7, 2022; a $800,000 settlement in *Slaughter v. California C.C.S. P.C., dba Wellpath*, Case No. CIVDS1935187, San Bernardino Superior Court, finally approved on May 6, 2022; a $1,000,000 settlement in *Kelly v. Simco Electronics*, Case No. 20CV370177, Santa Clara Superior Court, finally approved on January 19, 2022; a $5,900,000 settlement in *Hurtubise v. Sutter East Bay Hospitals*, Case No. RG17868819, Sacramento Superior Court, finally approved on December 27, 2021; a $825,000 settlement in *Fritsch et al. v. Swift Transportation Co*., Case No. 5:17-cv-02226-VAP-KKx, United States District Court for the Central District of California, finally approved on January 4, 2022; a $1.62 million PAGA-only Settlement in *Moreno, et al. v. Habit Employment, LP, et al.,* Case No. 37-2019-00014576-CU-OE-CTL, San Diego Superior Court, approved on September 10, 2021; a $2,295,000 settlement in *Veramendi v. Airtouch Cellular Inc., et al.*, Case No. BC647309, Los Angeles Superior Court, finally approved on June 3, 2021; a $438,000 settlement in *Valdez v. Pro Unlimited, Inc., et al.*, Case No. CGC-19-574146, San Francisco Superior Court, finally approved on May 10, 2021, an average settlement share of $5,511.11 per employee in *Hopstein v. Hewlett Packard Enterprise Company (d.b.a. HPE), et al.*, Case No. 17CV305577, Santa Clara Superior Court, finally approved on December 2, 2020; an average settlement share of $1,139.71 per

employee in *Cuevas v. Three Rivers Trucking, Inc.*, Case No. BC655003, Los Angeles Superior Court, finally approved on July 29, 2020; a $1.2 million class and PAGA representative action settlement in *Hernandez et al. v. SFM, LLC*, Case No. 37-2016-00015169, San Diego Superior Court, finally approved on July 21, 2020 (aff'd March 16, 2022); $8.7 million settlement in *Evans v. Wal-Mart Stores, Inc.*, Case No. 2:10-cv-1224, United States District Court for the District of Nevada, finally approved on July 8, 2020 (Dkt. No. 135); $35 million settlement in *Merino v. Wells Fargo*, Case No. 2:16-cv-07840-ES-MA, United States District Court for the District of New Jersey, finally approved on January 15, 2020 (Dkt. No. 144); an average settlement share of $1,317.31 per employee in *Angala v. Kaiser Foundation Hospitals*, Case No. HG18899291, Alameda County Superior Court, finally approved on January 13, 2020; $600,000 settlement in *Hoover v. Sedgwick Claims Management Services, Inc*., Case No. 34-2018-00239159, Sacramento Superior Court, finally approved on December 6, 2019; $950,000 settlement in *Bessellieu v. Metro Shore Services, LLC, et al.*, Case No. BC6737001, Los Angeles Superior Court, finally approved on May 21, 2019; $1.6 million settlement in *Jenkins v. The Mentor Network, Inc., et al.*, Case No. 34-2015-00187936, Sacramento Superior Court, finally approved on September 13, 2018; $27.5 million settlement in *Wells Fargo Wage and Hour Cases*, Case No. JCCP004821, Alameda County Superior Court, finally approved on March 28, 2018; $2.5 million settlement in *Geilenfeldt v. EDF Renewable Energy, Inc.*, Case No. 37-2016-00001369, San Diego Superior Court, finally approved on March 9, 2018; $3 million settlement in *Vangsoulatda v. Blue Shield*, Case No. CGC-14-543296, San Francisco County Superior Court, finally approved on January 25, 2018; $650,000 settlement in *McCarthy v. Marriott Hotel Services, Inc.*, Case No. 16-cv-293998, Santa Clara Superior Court, finally approved on October 16, 2017; $4.9 million settlement for insurance adjusters in *Alvarez v. Farmers,* case number 3:14-cv-00574-WHO, finally approved on January 18, 2017 by Judge Orrick (Dkt. No. 189); $3.77 million settlement for California warehouse workers in *Saldana v. Amazon*, case number 3:14-cv-00290-DJH (W.D. Ky.), finally approved on October 31, 2016 (Dkt. No. 228).

7. My other recent California wage and hour settlements also resulted in substantial recoveries for class members. For instance, I settled *Kogok v. T-Mobile USA, Inc*., Case No. 37-2012-00076945 (San Diego Super. Ct. Jan. 2015) for $2,750,000; *Johnson v. Metlife Ins. Co*., Case

No. 13-cv-128-JLS-RNB (C.D. Cal. Mar. 19, 2015) for $1,970,000; *Erickson v. Old Republic Title Company*, Case No. 13-cv-1210-NLS, (S.D. Cal. Jan. 17, 2014) for $12,000,000 (co-counsel); *Loeza v. Chase Bank, NA*, Case No. 3:13-cv-95-L-BGS (S.D. Cal. Feb. 10, 2016) for $970,000 plus payroll taxes; *Campagna et al. v. Language Line Services, Inc*., Case No. 30-2012-00578934-CU-OE-CXC (Orange County Superior Court, Mar. 14, 2014) for $900,000; *Anderson et al. v. Oracle Corp*., Case No. CIV469916/JCCP No. 4597 (Alameda Super. Ct., June 2013) for $850,000; *McDonagh v. Harrah's Las Vegas, Inc, et al*., Case No. 13-cv-01744 (United States District Court for the District of Nevada, Dec. 13, 2016), for $850,000.

8. I have also been counsel and argued numerous appellate cases in the California Supreme Court and Courts of Appeal, as well as the Ninth Circuit. Among the published decisions from these cases are: *Daniels v. Philip Morris*, 18 F.Supp.2d 1110 (S.D. Cal. 1998); *Washington Mutual Bank v. Super. Ct*., 24 Cal.4th 906 (2001); *Norwest Mortgage Inc. v. Super. Ct*., 72 Cal.App. 4th 214 (1999); *Taiheiyo Cement Corp. v. Super. Ct*., 105 Cal.App. 4th 398 (2003); *Ramos v. Countrywide Home Loans*, 82 Cal.App.4th 615; *In re Tobacco II*, 123 Cal.App.4th 617 (2004); *In re Steroid Hormone Prod. Cases*, 181 Cal.App.4th 145 (2010).

9. In total, I prosecuted over 250 wage–and–hour class actions.

10. I have no conflicts of interest with the class or with the class representative. I am not related to the representative Plaintiff. I have not previously represented Defendant in any matter. I do not represent opposing factions within the class in that all claims are predicated upon the same theories of liability and benefit all class members equally. In sum, I am well–suited to act as Class Counsel and will continue to vigorously represent the interests of the class.

11. Based on my experience as Class Counsel, I believe that the proposed Settlement is fair, reasonable, and adequate for the Class.

I declare under the penalty of perjury under the laws of the United States and the State of California that the foregoing is true and correct to the best of my knowledge and recollection.

Executed on October 14, 2026 at New York, New York.

By: _____
David R. Markham
Attorney for Plaintiff