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Attorneys for Plaintiff SEAN W POWERS,
as an individual and on behalf of all
employees similarly situated

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF RIVERSIDE**

SEAN W POWERS, as an individual and on
behalf of all employees similarly situated,

Plaintiff,

v.

MARIO'S PLACE, INC., a California
Corporation; and DOES 1 through 50, inclusive,
Defendants.

Case No.: CVRI2301652

[Assigned for all purposes to Hon. Harold W.
Hopp, Dept. 1]

CLASS ACTION

**DECLARATION OF ARRIGO PALAGI IN
SUPPORT OF PLAINTIFF'S MOTION FOR
PRELIMINARY APPROVAL OF CLASS
AND PAGA REPRESENTATIVE ACTION
SETTLEMENT**

Reservation ID: 984811064175
Date: May 15, 2024
Time: 8:30 a.m.
Courtroom: Dept. 1
Judge: Hon. Harold W. Hopp

Action Filed: April 3, 2023
Trial Date: Not Set

DECLARATION OF ARRIGO PALAGI

I, Arrigo Palagi, declare as follows:

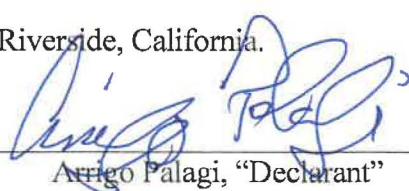
1. I am an owner and authorized representative for Defendant MARIO'S PLACE, INC. ("Defendant"). I have access to and am familiar with the employment records for Defendant and have personal knowledge of the facts set forth herein, except as to those matters stated on information and belief, which I believe to be true. I am at least 18 years of age and, if called as a witness, I could and would competently testify to the matters stated herein.

2. I understand and believe that the non-exempt (hourly) employees of Defendant who worked in the State of California between April 3, 2019, through May 12, 2024 ("class members") are generally between the ages of 18 and 65.

3. I did not track class members' education level because formal education is not directly tied to any job requirement, but my understanding and belief are that each class member can read proficiently in either English and/or Spanish. To my knowledge, the class members generally speak and read in English or Spanish as their first language.

4. I confirm that the parties have selected Phoenix Settlement Administrators, Inc., dba Phoenix Class Action Administration Solutions as a Settlement Administrator with whom Defendant has no financial interest or other relationship that could create a conflict of interest.

I declare under penalty of perjury, under the laws of the State of California, that the foregoing is true and correct. Executed on April 10th, 2024, in Riverside, California.



Arrigo Palagi, "Declarant"

1 **PROOF OF SERVICE**

2 STATE OF CALIFORNIA)
3) ss
4 COUNTY OF LOS ANGELES)

5 I am employed in the county of Los Angeles, State of California. I am over the age of 18 and not a
6 party to the within action; my business address is 535 N Brand Blvd. Suite 285, Glendale, CA 91203.

7 On the date indicated below, I served the document described as: **DECLARATION OF ARRIGO
8 PALAGI IN SUPPORT OF PLAINTIFF'S MOTION FOR PRELIMINARY APPROVAL
9 OF CLASS AND PAGA REPRESENTATIVE ACTION SETTLEMENT** on the interested
10 parties in this action by sending a true copy thereof to interested parties as follows and as stated on the
11 attached service list:

12 Matthew Kraus
13 mkraus@lc-lawyers.com
14 Nickolaus Buchholz
15 nbuchholz@lc-lawyers.com
16 Monique Patino
17 mpatino@lc-lawyers.com
18 Marcella Buchheit
19 mbuchheit@lc-lawyers.com

20 **LESTER, CANTRELL & KRAUS, LLP**

21 1770 Iowa Avenue, Suite 110
22 Riverside, California 92507
23 Telephone: (951) 300-2690
24 Facsimile: (951) 300-2694

25 Attorneys for Defendant MARIO'S PLACE, INC.

26 [✓] **BY E-MAIL:** I hereby certify that this document was served from Glendale, California, by e-
27 mail delivery on the parties listed herein at their most recent known e-mail address or e-mail of
28 record in this action.

[✓] **BY ELECTRONIC SERVICE:** Based on an agreement of the parties to accept electronic
service, I caused the documents to be sent to the persons at the electronic service addresses listed
above via electronic mail. I did not receive an error message.

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

Executed on April 22, 2024, at Glendale, California.

Lilit Tunyan

Name



Signature