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15 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
16 **COUNTY OF RIVERSIDE**

17 PEDRO CEDENO, as an individual on
18 behalf of himself and on behalf of all
others similarly situated,

19 Plaintiff,

20 vs.

21 SANNIPOLI CORPORATION, a
22 California Corporation; MATTHEWS
INTERNATIONAL CORPORATION, a
23 Pennsylvania Corporation; THE YORK
GROUP, INC., a Delaware Corporation;
24 and DOES 1-100, inclusive,

25 Defendants.

Lead Case No. CVRI2303826
[Consolidated with Case Nos. CVRI2304132;
CVRI2304915; and CVRI2306853]

**DECLARATION OF KYLE
NORDREHAUG IN SUPPORT OF
MOTION FOR FINAL APPROVAL
OF CLASS SETTLEMENT AND
REQUEST FOR ATTORNEY'S FEES
AND COSTS**

Hearing Date: January 15, 2024
Hearing Time: 8:30 a.m.

Judge: Harold W. Hopp
Dept: 1

Complaint Filed: July 26, 2023
Trial Date: Not Yet Set

1 **DECLARATION OF KYLE NORDREHAUG IN SUPPORT OF PLAINTIFFS'**

2 **MOTION FOR FINAL APPROVAL OF CLASS SETTLEMENT**

3 I, Kyle Nordrehaug, declare:

4 1. I am a partner of the law firm of Blumenthal Nordrehaug Bhowmik De Blouw LLP
5 ("BNBD"), counsel for Plaintiffs Pedro Ceden and Santos Martinez Padilla. As such, I am fully
6 familiar with the facts, pleadings and history of this matter. The following facts are within my own
7 personal knowledge, and if called as a witness, I could testify competently to the matters stated
8 herein.

9 2. This declaration is being submitted in support of the Motion for Final Approval of
10 Class Settlement by Plaintiffs. The settlement reached between Plaintiffs, individually and on
11 behalf of all members of the Class, on the one hand, and Defendants Matthews International
12 Corporation ("Matthews"), The York Group Inc., ("York") and Sannipoli Corporation
13 ("Sannipoli") (collectively "Defendants"), on the other hand, is set forth in the Class Action and
14 PAGA Settlement Agreement ("Settlement Agreement").

15 3. **Case Management Order ("CMO"), ¶ G(3)(a)(vii):** after diligent search and
16 inquiry to all other members of my firm, I am unaware of any other class, representative or other
17 collective action in any other court in this or any other jurisdiction that asserts claims against
18 similar to those asserted in this action on behalf of a class or group of individuals that would
19 include some or all of the individuals who would be Class Members or PAGA Employees in this
20 matter.

21
22 The Settlement Is Fair, Reasonable and Adequate:

23 4. Plaintiff Padilla was a non-exempt employee of Defendants during the relevant
24 time period. On August 22, 2022, Plaintiff Padilla filed with the LWDA and served on Defendants
25 a notice under Labor Code section 2699.3, stating that Plaintiff Padilla intended to serve as a proxy
26 of the LWDA to recover civil penalties on behalf of Aggrieved Employees for alleged Labor Code
27 violations (the "Torres PAGA Notice"). A true and correct copy of the Padilla PAGA Notice is
28

1 attached hereto as Exhibit #2. The Torres PAGA Notice alleged violations of California Labor
2 Code §§ 201, 202, 203, 204 et seq., 210, 218, 221, 226(a), 226.7, 227.3, 246 et seq., 510, 512,
3 558(a)(1)(2), 1194, 1197, 1197.1, 1198, 2802, California Code of Regulations, Title 8, Section
4 11040, Subdivision 5(A)-(B), California Code of Regulations, Title 8, Section 1 1070(14) (Failure
5 to Provide Seating), and Violation of the applicable Industrial Welfare Commission Wage
6 Order(s), and attached a copy of the complaint by Plaintiff Padilla as an exhibit to the PAGA
7 Notice.

8 5. On September 18, 2023, Plaintiff Padilla filed a putative class action complaint in
9 Riverside County Superior Court against Defendants, case number CVRI2304915, alleging
10 largely the same Labor Code violations as the Cedeno Class Action. On December 21, 2023,
11 Padilla filed a second complaint under PAGA in Riverside County Superior Court against
12 Defendants, case number CVRI2306853. On February 8, 2024, the Parties filed a stipulation to
13 consolidate all of the above complaints into a single action, with the lead Case Number
14 CVRI2303826. On February 20, 2024 the Court granted the stipulation and ordered the
15 complaints to be consolidated for the purposes of settlement and approval.

16 6. In January 2024, the Parties participated in a full-day mediation with Louis Marlin,
17 a well-regarded mediator, experienced in mediating complex labor and employment matters. After
18 a full day of negotiations, the Parties reached agreement on all major issues in all cases and
19 thereafter prepared the Settlement Agreement now before the Court for approval.

20 7. In this case, the Settlement reached in the total non-reversionary amount of
21 \$900,000 as the Gross Settlement Amount is the product of substantial effort by the Parties and
22 counsel should be approved as fair, reasonable and adequate. The Settlement was the result of
23 arms-length negotiations during mediation and between experienced counsel. The Settlement was
24 only reached after extensive factual and legal investigation and research, careful evaluation of the
25 respective parties' strengths and weaknesses, and diligent negotiation efforts. The Settlement
26 amount is a negotiated compromise which took into account risks related to liability, damages, and
27 all the defenses asserted by Defendants. The risk that class certification would not be granted was
28

1 an extremely important consideration, as the denial of class certification would mean that the class
2 would receive nothing. The fear of retaliation and blacklisting makes it unlikely that absent class
3 certification, individuals would come forward to assert their rights individually. Although I am of
4 the opinion that a class can be certified, I also believe in the fairness of the settlement that is based
5 on factoring in the uncertainty and risks to Plaintiffs involved in not prevailing on one or more of
6 the causes of action or theories alleged, the possibility of non-certification and potential for
7 appeals. Based on the foregoing data and our own independent investigation and evaluation, I am
8 of the opinion that the settlement with the Defendants for the consideration and on the terms set
9 forth in the Settlement is fair, reasonable, and adequate and is in the best interest of the class in
10 light of all known facts and circumstances, including the risk of significant delay, the defenses
11 asserted by Defendant, and numerous potential appellate issues.

12 8. From the inception of the case, Class Counsel has zealously represented the
13 interests of the Class. The settlement was obtained for the benefit of the Class, as opposed to the
14 individual Plaintiffs. Class Counsel have been approved as class counsel in a number of prior cases,
15 have litigated numerous other class action cases, and are competent to represent the Class.

16 8. Plaintiffs and their counsel are adequate representatives in that they have no
17 conflicts with the class and will adequately represent the class.

18
19 Lodestar of BNBD

20 9. In this case, the Settlement reached in the total non-reversionary amount of Nine
21 Hundred Thousand Dollars and Zero Cents (\$900,000.00) as the Gross Settlement Amount is the
22 product of substantial effort by the Parties and counsel should be approved as fair, reasonable and
23 adequate. As part of the settlement, the parties agreed to an award of attorneys' fees equal to one-
24 third (1/3) of the Gross Settlement Amount. In *Laffitte v. Robert Half Int'l*, 1 Cal. 5th 480, 503
25 (2016), The California Supreme Court both (1) joined the majority of federal and state courts in
26 holding that when class action litigation establishes a monetary fund for the benefit of the class
27 members, the trial court in its equitable powers awards class counsel a fee out of that fund, and (2)
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1 expressly approved of one-third as a reasonable percentage in a contingent common fund class
2 settlement. As such, under *Laffitte*, the requested award set forth in the Settlement Agreement is
3 within the range of reasonableness for purposes of preliminary approval. Pursuant to paragraph
4 87 of the Settlement Agreement, the Parties have a fee sharing agreement as follows: “The
5 attorneys’ fees awarded by the Court shall be allocated 75% to Crosner and 25% to BNBD.”

6 10. The contemporaneous billing records for BNBD evidence that through December
7 11, 2024, BNBD’s current lodestar is \$84,582.50, with significant additional fees still to be
8 incurred to complete the approval and settlement process. From July 2023 to December 11, 2024,
9 my firm worked on this matter for over 110 hours, with hourly rates for attorneys ranging from
10 \$450 to \$995, resulting in a current lodestar for BNBD in the amount of \$84,582.50. A detailed
11 breakdown of the total fees and the services performed by the firm on this case is attached hereto
12 as Exhibits #1.

13 11. The rates charged by my firm are in line with the prevailing rates of attorneys in
14 the local legal community for similar work and, if this were a commercial matter, these are the
15 charges that would be made and presented to the client. My firm's hourly rates are based upon the
16 Laffey Matrix with the appropriate 2% increase adjustment for Southern California. A true and
17 correct copy of the current Laffey Matrix is attached hereto as Exhibit #2. These hourly rates have
18 been approved by Court’s throughout California, including the Courts in the Superior Court of
19 California. The reasonableness of BNBD’s hourly rates is further confirmed by comparing such
20 rates with the rates of comparable counsel practicing complex and class litigation as detailed in the
21 National Law Journal Billing Survey. See e.g. *Zest IP Holdings, LLC v. Implant Direct MFG.,*
22 *LLC*, 2014 U.S. Dist. LEXIS 167563 (S.D. Cal. 2014) (finding that “Mayer Brown's \$775 average
23 billing rate for partners” and “Mayer Brown's \$543 average associate billing rate” are reasonable
24 rates when compared within 21 other firms practicing in the Southern District of California.) This
25 survey is useful to show that BNBD’s rates are in line with the comparable rates of the defense
26 counsel that opposes these types of class claims, such as Mayer Brown noted above who is defense
27 counsel in cases currently being prosecuted by BNBD. In another example, Sheppard Mullin
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1 Richter & Hampton, who is opposing counsel in many cases prosecuted by BNBD, in years past
2 charged rates as high as \$875 for partners and \$535 for associates. Similarly, Paul Hastings,
3 another opposing counsel in these types of cases, historically charged between \$900 and \$750 for
4 partners and \$755 and \$335 for associates. Thus, the rates charged by BNBD for comparable work
5 are less than these examples and are therefore reasonable.

6
7 Expenses of BNBD

8 11. BNBD incurred litigation expenses in the amount of \$3,973.90. These litigation
9 expenses incurred by BNBD include the expenses incurred for filing fees, attorney service charges
10 (One Legal, Knox), and Federal Express charges, all of which are costs normally billed to and paid
11 by the client. The details of the litigation expenses incurred are set forth in Exhibits #1 attached
12 hereto. These costs were reasonably incurred in the prosecution of the Action.

13
14 Experience of BNBD

15 12. Over the course of the litigation, my firm has worked actively on this matter. The
16 firm credentials are reflected in the BNBD Resume, a true and correct copy of which is attached
17 hereto as Exhibit #3. Some of the major cases our firm has undertaken are also set forth therein.
18 BNBD has represented hundreds of thousands of employees in hundreds of legal matters, including
19 PAGA lawsuits and hundreds of employment class actions. BNBD's practice is devoted almost
20 entirely to the prosecution of wage and hour class action and PAGA action matters. The attorneys
21 at BNBD have been appointed lead counsel in hundreds of contested motions for class certification
22 including many consolidated wage and hour matters. The attorneys at my firm have extensive
23 experience in cases involving labor code violations and overtime claims. BNBD has litigated
24 similar overtime cases against other employers on behalf of employees, including cases against
25 Walmart, Legoland, Sharp Healthcare, Securitas, Okta, See's Candies, Walt Disney Resorts, El
26 Pollo Loco, Panda Express, Universal Protection, Mattress Firm, Total Renal, Liberty Mutual,
27 Union Bank, Apple, Coventry Health Care, Qualxserv, Union Bank, Marriott, Kaiser / Permanente,

1 Walgreens, and California State Automobile Association. My firm has been approved as class
2 counsel by state and federal courts in California in contested class certification motions, including
3 approvals in this Court. It is this level of experience which enabled the firm to undertake the
4 instant matter and to successfully combat the resources of the defendants and their capable and
5 experienced counsel. On account of the concerted and dedicated effort this case demanded in order
6 to properly handle and prosecute, BNBD was precluded from taking other cases, and in fact, had
7 to turn away other potential fee generating cases.

8 13. Blumenthal Nordrehaug Bhowmik De Blouw LLP was responsible for handling
9 the briefing and argument that resulted in the landmark ruling of *Sakkab v. Luxottica Retail N.*
10 *Am., Inc.*, 803 F.3d 425 (9th Cir. 2015). There, Blumenthal Nordrehaug Bhowmik De Blouw LLP
11 overcame opposition by Littler Mendelson and amici Curiae briefs submitted by Mayer Brown
12 LLP to persuade the Ninth Circuit of the importance of the substantive rights of the State of
13 California under the California Private Attorney General Act of 2004 ("PAGA"). BNBD took the
14 lead on this case where the ruling was the reaffirmation of the PAGA statute and the *Iskanian* rule.
15 BNBD also has recently engaged in noted appellate work on the subject of class actions in the
16 California Court of Appeals resulting in the opinions handed down in *Securitas Sec. Services USA,*
17 *Inc. v. Superior Court*, 234 Cal. App. 4th 1109, 184 Cal. Rptr. 3d 568 (2015) (class or
18 representative action waiver in an employment-related arbitration agreement was unenforceable);
19 *Altman v. Solarcity Corp.*, No. D067582, 2016 Cal. App. Unpub. LEXIS 3536 (Ct. App. May 13,
20 2016) (same). In 2015, Blumenthal Nordrehaug Bhowmik De Blouw LLP received an award from
21 the Daily Journal for Top Appellate Reversal, and I received an award from the Daily Journal as
22 Top Labor & Employment Attorney in 2016.

23 14. District Judge Irma Gonzales in a consolidated class action representing hundreds
24 of armed forces officers held that Blumenthal Nordrehaug Bhowmik De Blouw LLP was "qualified
25 counsel with extensive experience in class action litigation." *McPhail v. First Command Fin.*
26 *Planning, Inc.*, 247 F.R.D. 598, 611 (S.D. Cal. 2007). Examples of other contested actions where
27 class certification was granted Blumenthal Nordrehaug Bhowmik De Blouw LLP and was
28

1 appointed lead class counsel in wage and hour class actions in Federal Court include *Schulz v.*
2 *Qualxserv, LLC*, 2012 U.S. Dist. LEXIS 58561 (S.D. Cal. 2012); *Dobrosky v. Arthur J. Gallagher*
3 *Serv. Co., LLC*, No. EDCV 13-0646 JGB (SPx), 2014 U.S. Dist. LEXIS 106345 (C.D. Cal. July
4 30, 2014); *Culley v. Lincare Inc.*, No. 2:15-cv-00081-MCE-CMK, 2016 U.S. Dist. LEXIS 105704
5 (E.D. Cal. Aug. 10, 2016); *Nelson v. Avon Prods.*, No. 13-cv-02276-BLF, 2015 U.S. Dist. LEXIS
6 51104 (N.D. Cal. Apr. 17, 2015); *Orozco v. Illinois Tool Works*, U.S.D.C. Case No. 14-cv-02113-
7 MCE, 2016 U.S. Dist. LEXIS 158115 (E.D. Cal. February 17, 2017); *Metrow v. Liberty Mutual*,
8 U.S.D.C. Case No. EDCV 16-1133 JGB (C.D. Cal. May 1, 2017). Some examples of heavily
9 contested State Court wage and hour class actions where class certification was obtained and
10 BNBD was appointed lead class counsel include *El Pollo Loco Wage and Hour Cases*, Orange
11 County Superior Court, JCCP Case No. 4957 (July 30, 2018); *Torrento v. Lucile Packard*
12 *Children's Hospital*, Santa Clara County Superior Court Case No. 2016-1-CV-291035 (July 17,
13 2018); *Salem v. Alliance*, San Bernardino Superior Court, Case No. CIVRS1401129 (March 8,
14 2016); *Rivers v. Veolia*, Sonoma County Superior Court Case No. SCV 255350 (March 9, 2016);
15 *Mathies v. Union Bank*, San Francisco Superior Court Case No. CGC-10-498077 (Sept. 11, 2013);
16 *Jefferson v. Bottling Co, LLC*, Orange County Superior Court Case No. 30-2009-00180102-CU-
17 OE-CXC (Sept. 7, 2010); *Rangel v. Balboa Ambulance Co.*, 37-2008-00095700-CU-BT-CTL (Fe.
18 11, 2010); *Tan v. CSAA*, Orange County Superior Court, Case No. 30-2008-00231219 (Nov. 23,
19 2009).

20
21 I declare under the penalty of perjury under the laws of the State of California that the
22 foregoing is true and correct.

23 Executed this 11th day of December, 2024, at San Diego, California.

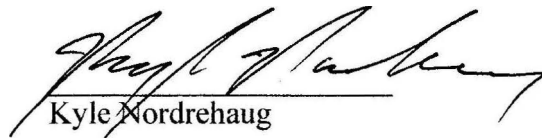
24
25 
26 Kyle Nordrehaug
27
28

EXHIBIT #1

Blumenthal Nordrehaug Bhowmik DeBlouw LLP

2255 CALLE CLARA
LA JOLLA, CA - California 92037-3107

INVOICE

Invoice # 1
Date: 12/11/2024
Due On: 01/10/2025

Santos Martinez Padilla
530 Fern Pl
Hemet, CA 92543

CA3003

Sannipoli Corporation; Matthews International Corp; The York Group

Services

Type	Date	Notes	Quantity	Rate	Total
Service	07/10/2023	Review and analyze original intake notes. Legal research regrading related litigation in state and federal court. Research Defendant's business operations in CA. Conference with Plaintiff to discuss status.	3.90	\$850.00	\$3,315.00
Service	07/15/2023	Review emails and documents from Plaintiff regarding DFEH and retaliation claims. Legal research regarding recent case law regarding the same. Conference with Plaintiff.	3.70	\$850.00	\$3,145.00
Service	07/17/2023	Review and analyze entire employment file for legal claims. Review all pay stubs for 226(a) violations. Legal research re wage statement claims and verdicts. Call with Plaintiff to obtain facts for complaint.	4.50	\$850.00	\$3,825.00
Service	07/23/2023	Draft Complaint.	4.50	\$850.00	\$3,825.00
Service	08/01/2023	Draft complaint. Review and analyze off the clock work tasks.	4.40	\$850.00	\$3,740.00
Service	08/22/2023	Draft PAGA notice. Upload to LWDA website.	2.00	\$850.00	\$1,700.00
Service	08/23/2023	Review case file and complaint. Draft internal case notes memo detailing facts and claims.	2.10	\$850.00	\$1,785.00
Service	09/11/2023	Review case notes/damage analysis	0.75	\$675.00	\$506.25

Service	09/11/2023	Review & analyze employment file documents	2.50	\$675.00	\$1,687.50
Service	09/15/2023	Review/revise/edit class action complaint draft; finalize for filing	2.75	\$675.00	\$1,856.25
Service	09/18/2023	Draft summons, civil case cover sheet & certificate of counsel re class action	0.50	\$675.00	\$337.50
Service	09/18/2023	Review & finalize class action complaint package; file in Riverside sup ct.	0.75	\$675.00	\$506.25
Service	09/20/2023	Review court returned documents re class action; review docket; memo to firm re judicial/departement assignment and status of initial case management conference	0.50	\$675.00	\$337.50
Service	09/25/2023	Receipt and review CMO #1.	0.30	\$750.00	\$225.00
Service	10/02/2023	Class - Add case to spreadsheets, courtlinks N/A, add FC, review case status, add to draft discovery list, discovery stayed until 11/29/23 initial CMC	0.30	\$250.00	\$75.00
Service	10/02/2023	Class - Review CMO #1, case not served, add CMO to service folder to be served along with SOP	0.20	\$250.00	\$50.00
Service	11/13/2023	Class - Draft Joint Case Management Statement	0.50	\$250.00	\$125.00
Service	11/13/2023	Revise Plaintiff's Case Management Statement.	0.50	\$750.00	\$375.00
Service	11/14/2023	Prep docs for service of process re class action; identify reg. agents; send out for service via Knox	0.75	\$675.00	\$506.25
Service	11/14/2023	Class- Finalize Plaintiff's Case management Statement for service; File in Onelegal; Circulate to Courtdocs. Search case in Courtlinks to set up notifications- case not found.	0.50	\$250.00	\$125.00
Service	11/21/2023	[Class] Review register of actions for Class case to set up upcoming appearance. Confirm 11/29 CMC is on calendar .Retrieve remote appearance information.	0.20	\$250.00	\$50.00
Service	11/22/2023	File proof of service of summons re 3 defendants; memo to firm re post service written discovery	0.50	\$675.00	\$337.50
Service	11/22/2023	Review sick pay and vacation pay claims. Analyze pay stubs for 204 late payment of wage claims. Legal research regarding the same. Status update to Plaintiff.	3.10	\$850.00	\$2,635.00
Service	11/28/2023	Receipt and review Minute Order re continued CMC.	0.20	\$750.00	\$150.00
Service	11/28/2023	Review file for status; review docket and retrieve order; draft follow up correspondence regarding CMC.	0.50	\$550.00	\$275.00
Service	12/04/2023	Receipt and review Order continuing CMC.	0.20	\$750.00	\$150.00

Service	12/05/2023	File POS of summons re Sannipoli corporation	0.50	\$675.00	\$337.50
Service	12/05/2023	[Class] Draft POS re Min Order continuing CMC for mail service. Email to Chrystal/Taylor. Updated file with POS template.	0.20	\$250.00	\$50.00
Service	12/07/2023	Telephone call to C. Buck re: meet and confer re: settled related cases.	0.30	\$750.00	\$225.00
Service	12/07/2023	Email to C. Buck re: electronic service, related cases and extension on time to respond.	0.30	\$750.00	\$225.00
Service	12/08/2023	Update file with correspondence from OPC re related cases.	0.10	\$250.00	\$25.00
Service	12/13/2023	Email form C. Buck re: no objection to participation in mediation but need to clear with other counsel; Discuss with AJ re same.	0.30	\$750.00	\$225.00
Service	12/20/2023	Draft PAGA only complaint	4.50	\$675.00	\$3,037.50
Service	12/20/2023	Review PAGA notice. Review and revise PAGA only Complaint. Discuss with R. Ehmann. Status update to Plaintiff.	1.90	\$850.00	\$1,615.00
Service	12/21/2023	Draft summons, civil case cover sheet & certificate of counsel re PAGA action	0.50	\$675.00	\$337.50
Service	12/21/2023	Review & finalize PAGA only complaint package; file in Riv. Sup Ct.	0.75	\$675.00	\$506.25
Service	12/22/2023	Multiple correspondence with opposing counsel regarding responsive pleading.	0.30	\$550.00	\$165.00
Service	12/22/2023	Review court returned documents re PAGA action; review docket; memo to firm re judicial/departement assignment and status of initial case management conference	0.50	\$675.00	\$337.50
Service	12/27/2023	Receive and review stipulation; draft follow up correspondence.	0.40	\$550.00	\$220.00
Service	12/28/2023	Review and analyze data for mediation purposes. Review time punch entries for meal break claims. Legal research regarding Donohue and other meal and rest break decisions. Call with Plaintiff to discuss settlement authority and facts for mediation. Analyze individual claims and prepare for mediation. Review and analyze mediation brief.	5.50	\$850.00	\$4,675.00
Service	01/04/2024	Legal research regarding previous settlements with similar claims and number of aggrieved employees under the PAGA.	2.10	\$850.00	\$1,785.00
Service	01/05/2024	Discussed case with SB. Called Client's mother to obtain updated contact info. Reviewed case documents, mediation brief, complaint and case notes. Called client re potential settlement.	1.10	\$675.00	\$742.50

Discussed with SB.					
Service	01/05/2024	Review/revise MOU. Confer with co-counsel/ mediator during mediation.	5.00	\$895.00	\$4,475.00
Service	01/09/2024	Review/revise MOU/individual settlement agreement.	2.00	\$895.00	\$1,790.00
Service	01/11/2024	Receipt and review Order continuing CMC	0.20	\$750.00	\$150.00
Service	01/12/2024	Review and analyze PAGA CMO 1.	0.30	\$750.00	\$225.00
Service	01/16/2024	Review and analyze related case and overlap of claims. Review and revise JPA agreement. Analyze case notes and discovery to date. Send JPA for signature to Plaintiff. Call to discuss JPA terms and status of case.	2.40	\$850.00	\$2,040.00
Service	01/19/2024	Review and analyze MOU and individual settlement agreement terms. Send to Plaintiff for signature. Conference with Plaintiff to discuss terms and settlement amounts.	1.90	\$850.00	\$1,615.00
Service	01/22/2024	Reveiwed correspondence, case notes, documents and reached out to Client and discussed his case.	1.10	\$675.00	\$742.50
Service	01/29/2024	Receive and review stipulation; draft follow up correspondence; finalize for filing.	0.70	\$550.00	\$385.00
Service	01/30/2024	Email form R. Smith re: Stippulation And [Proposed] Order To Extend Time For Defendants To File Responsive Pleading; and (2) Proof of Service of Stipulation And [Proposed] Order To Extend Time For Defendants To File Responsive Pleading served on behalf of Defendants Matthews International Corporation	0.30	\$750.00	\$225.00
Service	01/31/2024	Communications with Client re: settlement. Reveiw of file and settlement terms and folder. Communication with TG Re: Mailing of check.	1.10	\$675.00	\$742.50
Service	01/31/2024	Provide notice to LWDA of PAGA action filing	0.40	\$675.00	\$270.00
Service	01/31/2024	Multiple correspondence regarding stipulations; review file.	0.40	\$550.00	\$220.00
Service	02/02/2024	Emails from C. Buck and C. Saunders re Stipulation to Consolidate.	0.30	\$750.00	\$225.00
Service	02/08/2024	Receive and review stipulation; execute and circulate for filing.	0.50	\$550.00	\$275.00
Service	02/16/2024	Review file; email to OPC re service of process re PAGA only action via NAR	0.40	\$675.00	\$270.00
Service	02/19/2024	Prep docs for service of process re PAGA action; prep NARs; email to OPC w docs; instruct staff to mail hard copies per code	0.75	\$675.00	\$506.25

Service	02/21/2024	Draft P's CMS, dwnld conformed stipulation to consolidate matters filed in related action (\$5.50)	0.80	\$250.00	\$200.00
Service	02/22/2024	Revise Plaintiff's Case Management Statement.	0.30	\$750.00	\$225.00
Service	02/22/2024	Prepare POS, Finalize and File P's CMS via one legal, serve on OPC via email	0.50	\$250.00	\$125.00
Service	02/23/2024	Review status of case, Confirm 2/28 CMC hearing still on calendar, circulate zoom link to appear remotely.	0.20	\$250.00	\$50.00
Service	02/27/2024	Review and Analyze: review MOU; review status of settlement; advise CL	1.00	\$750.00	\$750.00
Service	02/27/2024	Review docket and file in Class and PAGA actions for status; retrieve and review orders; draft follow up correspondence.	0.50	\$550.00	\$275.00
Service	03/04/2024	[Class] Review file re dates of service of complaint. Update internal discovery spreadsheet with dates.	0.10	\$250.00	\$25.00
Service	03/19/2024	Review emails and current draft of agreement; review Court order; email counsel	1.00	\$950.00	\$950.00
Service	04/09/2024	Email from C. Saunders re redlines to settlement agreement.	0.20	\$750.00	\$150.00
Service	04/09/2024	Email from C. Saunders re redlines to settlement agreement.	0.20	\$750.00	\$150.00
Service	04/10/2024	Review and Revise: review correspondence from Def; review settlement agreement and MOU; review and revise joint stipulation re deadlines; correspondence to Def	0.80	\$750.00	\$600.00
Service	04/10/2024	Receipt and review Stipulation and [Proposed] Order to Extend Time for Defendants to File Responsive Pleading; Email from A. Swenson re: same.	0.30	\$750.00	\$225.00
Service	04/23/2024	Review and revise draft Agreement; review Admin information; email co-counsel	2.00	\$950.00	\$1,900.00
Service	04/29/2024	Review email and stip re extension to responsive plading, finalize and execute, email to and from C. Buck	0.80	\$450.00	\$360.00
Service	05/02/2024	Review draft Exhibits; revise and send redlines to tco-counsel	1.00	\$950.00	\$950.00
Service	05/23/2024	Review status of class and paga cases, confirm consolidated with Cedeno matter and CMCs vacated, no CMS due, calendar CMC for Cedeno matter	1.00	\$450.00	\$450.00
Service	05/24/2024	Review status of case, 5/31 CMC was vacated due to consolidation of case, no need to set appearance	0.20	\$250.00	\$50.00

Service	06/06/2024	Review defendant's final revisions to settlement and email regarding the same; final review of Agreement; email co-counsel.	1.00	\$950.00	\$950.00
Service	07/11/2024	Review emails and final agreement; memo to staff; respond to email	0.50	\$950.00	\$475.00
Service	07/11/2024	Review and analyze settlement agreement and exhibits for conformity with MOU terms. Send to Plaintiff for signature. Conference with Plaintiff to discuss terms and process of settlement approval. Follow up for signature.	1.40	\$850.00	\$1,190.00
Service	07/17/2024	Review final and signed Agreement; review emails; memo to file; review status of client; email Team; respond to NBB	0.75	\$950.00	\$712.50
Service	07/23/2024	Receipt and Review of Correspondence: review correspondence between parties; review court's orders and docket; review joint CMC statement	0.60	\$750.00	\$450.00
Service	07/23/2024	Call and text S. Martinez re signature on settlement agreement and declaration iso MPA	0.50	\$450.00	\$225.00
Service	07/24/2024	Reveiwed case notes, docket, communications and sent message to client's mother. Contacted client, reviewed declaration and settlement agreement.	1.40	\$675.00	\$945.00
Service	07/24/2024	Review emails and status of settlement; memo to staff; review revisions to Agreement; circulate revised agreement for signature.	0.70	\$950.00	\$665.00
Service	07/24/2024	Receipt and Review of Correspondence: review correspondence between the parties; review declaration of Plaintiff	0.50	\$750.00	\$375.00
Service	07/24/2024	Conference call with Plaintiff's mom	0.50	\$450.00	\$225.00
Service	07/24/2024	Call with Plaintiff Santos re declaration in support of MPA	0.50	\$450.00	\$225.00
Service	07/24/2024	Draft Plaintiff's declaration iso MPA	1.00	\$450.00	\$450.00
Service	07/24/2024	Call Plaintiff multiple times, update Clio new #	0.50	\$450.00	\$225.00
Service	07/24/2024	Review revised settlement agreement	0.50	\$450.00	\$225.00
Service	07/25/2024	Review signed revised agreement; execute document; email co-counsel	0.50	\$950.00	\$475.00
Service	07/25/2024	Email KN re Padilla's declaration iso MPA signed	0.30	\$450.00	\$135.00
Service	07/26/2024	Review status of case, Confirm 7/30 CMC hearing on calendar, continued to 8/27, review Courtlinks for minute order, download order, update file with order, email to Court for calendaring	0.40	\$250.00	\$100.00
Service	07/30/2024	Review and Analyze: review and analyze CMC	1.70	\$750.00	\$1,275.00

		statement; review documents; review correspondence between parties; appearance at CMC; follow up			
Service	07/31/2024	Receipt and review Order continuing CMC	0.20	\$750.00	\$150.00
Service	08/05/2024	Email from and to C. Saunders re additional information of Plaintiff Padilla for MFA	0.30	\$450.00	\$135.00
Service	08/16/2024	Review and analyze Order re Continue CMC in preparation for meet and confer with Counsel.	0.30	\$750.00	\$225.00
Service	08/26/2024	Discuss status of case and upcoming events with client	0.40	\$450.00	\$180.00
Service	09/05/2024	Court appearance - motion for preliminary approval; prepare for hearing and review documents to check against issues in tentative; memo to file	1.00	\$950.00	\$950.00
Service	10/30/2024	Email from M. Nava re: preliminary calculations and notice of settlement.	0.30	\$750.00	\$225.00
Service	11/11/2024	Calls with aggrieved employees regarding case status and claims.	1.00	\$850.00	\$850.00
Service	11/15/2024	Receipt and review Administration Report of Settlement; Email from K. Nava re: same.	0.30	\$750.00	\$225.00
Service	12/02/2024	Email to Z. Crosner re: meet and confer re: final approval of settlement briefing; Discuss with AJ and Kyle re: same.	0.40	\$750.00	\$300.00
Service	12/02/2024	Email from C. Saunders requesting lodestar declaration an firm expenses.	0.30	\$750.00	\$225.00
Service	12/02/2024	Review and respond to emails; review draft decl from CL; plan next steps; email staff with billing.	0.50	\$950.00	\$475.00
Service	12/03/2024	Draft declaration of N. Blumenthal in support of Final Approval Motion.	1.30	\$750.00	\$975.00
Service	12/03/2024	Review and analyze fees and costs in preparation for final approval motion.	0.30	\$750.00	\$225.00
Service	12/11/2024	Review status; review Admin report; review billing statement for accuracy; memo to staff	0.50	\$950.00	\$475.00
Service	12/11/2024	Review draft motion for final approval; provide input to co-counsel.	1.00	\$950.00	\$950.00
Service	12/11/2024	Draft declaration ISO final approval; email counsel	1.00	\$950.00	\$950.00
Services Subtotal					\$84,582.50

Expenses

Type	Date	Notes	Quantity	Rate	Total
Expense	08/22/2023	PAGA Filing Fee	1.00	\$75.00	\$75.00
Expense	09/19/2023	Onelegal/Court Fees	1.00	\$1,510.02	\$1,510.02
Expense	11/23/2023	Onelegal/Court Fees	1.00	\$18.27	\$18.27
Expense	11/29/2023	Onelegal/Court Fees	1.00	\$51.48	\$51.48
Expense	11/30/2023	KNOX Filing and Messenger Service	1.00	\$159.85	\$159.85
Expense	11/30/2023	KNOX Filing and Messenger Service	1.00	\$67.35	\$67.35
Expense	11/30/2023	KNOX Filing and Messenger Service	1.00	\$212.65	\$212.65
Expense	11/30/2023	KNOX Filing and Messenger Service	1.00	\$154.55	\$154.55
Expense	12/21/2023	Onelegal/Court Fees	1.00	\$1,510.02	\$1,510.02
Expense	12/31/2023	KNOX Filing and Messenger Service	1.00	\$32.75	\$32.75
Expense	12/31/2023	KNOX Filing and Messenger Service	1.00	\$116.75	\$116.75
Expense	02/09/2024	FedEx	1.00	\$44.91	\$44.91
Expense	02/23/2024	Onelegal filing	1.00	\$19.30	\$19.30
Expense	08/23/2024	Document retrieval fee	1.00	\$1.00	\$1.00
Expenses Subtotal					\$3,973.90

Time Keeper	Quantity	Rate	Total
AJ Bhowmik	7.0	\$895.00	\$6,265.00
Nicholas De Blouw	44.4	\$850.00	\$37,740.00
Ricardo Ehmann	17.3	\$675.00	\$11,677.50
Christine LeVu	7.6	\$750.00	\$5,700.00
Kyle Nordrehaug	11.45	\$950.00	\$10,877.50
Sergio Puche	4.7	\$675.00	\$3,172.50
Victoria Rivapalacio	4.6	\$750.00	\$3,450.00
Andrew Ronan	3.3	\$550.00	\$1,815.00
Adolfo Sanchez Contreras	6.3	\$450.00	\$2,835.00
Adolfo Sanchez Contreras	2.3	\$250.00	\$575.00
Yesenia Silva	1.9	\$250.00	\$475.00
Subtotal			\$88,556.40

Total \$88,556.40

Detailed Statement of Account

Current Invoice

Invoice Number	Due On	Amount Due	Payments Received	Balance Due
1	01/10/2025	\$88,556.40	\$0.00	\$88,556.40
Outstanding Balance				\$88,556.40
Total Amount Outstanding				\$88,556.40

Please make all amounts payable to: Blumenthal Nordrehaug Bhowmik DeBlouw LLP

Please pay within 30 days.

EXHIBIT #2

LAFFEY MATRIX

History

Case Law

Contact us

Home

			Years Out of Law School *				
Year	Adjustmt Factor**	Paralegal/ Law Clerk	1-3	4-7	8-10	11-19	20 +
6/01/23- 5/31/24	1.059295	\$239	\$437	\$538	\$777	\$878	\$1057
6/01/22- 5/31/23	1.085091	\$225	\$413	\$508	\$733	\$829	\$997
6/01/21- 5/31/22	1.006053	\$208	\$381	\$468	\$676	\$764	\$919
6/01/20- 5/31/21	1.015894	\$206	\$378	\$465	\$672	\$759	\$914
6/01/19- 5/31/20	1.0049	\$203	\$372	\$458	\$661	\$747	\$899
6/01/18- 5/31/19	1.0350	\$202	\$371	\$455	\$658	\$742	\$894
6/01/17- 5/31/18	1.0463	\$196	\$359	\$440	\$636	\$717	\$864
6/01/16- 5/31/17	1.0369	\$187	\$343	\$421	\$608	\$685	\$826
6/01/15- 5/31/16	1.0089	\$180	\$331	\$406	\$586	\$661	\$796
6/01/14- 5/31/15	1.0235	\$179	\$328	\$402	\$581	\$655	\$789
6/01/13- 5/31/14	1.0244	\$175	\$320	\$393	\$567	\$640	\$771
6/01/12- 5/31/13	1.0258	\$170	\$312	\$383	\$554	\$625	\$753
6/01/11- 5/31/12	1.0352	\$166	\$305	\$374	\$540	\$609	\$734
6/01/10- 5/31/11	1.0337	\$161	\$294	\$361	\$522	\$589	\$709
6/01/09- 5/31/10	1.0220	\$155	\$285	\$349	\$505	\$569	\$686
6/01/08- 5/31/09	1.0399	\$152	\$279	\$342	\$494	\$557	\$671
6/01/07-5/31/08	1.0516	\$146	\$268	\$329	\$475	\$536	\$645
6/01/06-5/31/07	1.0256	\$139	\$255	\$313	\$452	\$509	\$614
6/1/05-5/31/06	1.0427	\$136	\$249	\$305	\$441	\$497	\$598
6/1/04-5/31/05	1.0455	\$130	\$239	\$293	\$423	\$476	\$574
6/1/03-6/1/04	1.0507	\$124	\$228	\$280	\$405	\$456	\$549
6/1/02-5/31/03	1.0727	\$118	\$217	\$267	\$385	\$434	\$522
6/1/01-5/31/02	1.0407	\$110	\$203	\$249	\$359	\$404	\$487
6/1/00-5/31/01	1.0529	\$106	\$195	\$239	\$345	\$388	\$468
6/1/99-5/31/00	1.0491	\$101	\$185	\$227	\$328	\$369	\$444
6/1/98-5/31/99	1.0439	\$96	\$176	\$216	\$312	\$352	\$424
6/1/97-5/31/98	1.0419	\$92	\$169	\$207	\$299	\$337	\$406
6/1/96-5/31/97	1.0396	\$88	\$162	\$198	\$287	\$323	\$389
6/1/95-5/31/96	1.032	\$85	\$155	\$191	\$276	\$311	\$375

6/1/94-5/31/95	1.0237	\$82	\$151	\$185	\$267	\$301	\$363
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The methodology of calculation and benchmarking for this Updated Laffey Matrix has been approved in a number of cases. See, e.g., *DL v. District of Columbia*, 267 F.Supp.3d 55, 69 (D.D.C. 2017)

* $i_{\frac{1}{2}}$ Years Out of Law School $i_{\frac{1}{2}}$ is calculated from June 1 of each year, when most law students graduate. $i_{\frac{1}{2}}1-3$ " includes an attorney in his 1st, 2nd and 3rd years of practice, measured from date of graduation (June 1). $i_{\frac{1}{2}}4-7$ " applies to attorneys in their 4th, 5th, 6th and 7th years of practice. An attorney who graduated in May 1996 would be in tier $i_{\frac{1}{2}}1-3$ " from June 1, 1996 until May 31, 1999, would move into tier $i_{\frac{1}{2}}4-7$ " on June 1, 1999, and tier $i_{\frac{1}{2}}8-10$ " on June 1, 2003.

** The Adjustment Factor refers to the nation-wide Legal Services Component of the Consumer Price Index produced by the Bureau of Labor Statistics of the United States Department of Labor.

EXHIBIT #3

Blumenthal Nordrehaug Bhowmik De Blouw LLP

2255 Calle Clara, La Jolla, California 92037

Tel: (858) 551-1223

Fax: (858) 551-1232

FIRM RESUME

Areas of Practice: Employee, Consumer and Securities Class Actions, Wage and Hour Class Actions, Civil Litigation, Business Litigation.

ATTORNEY BIOGRAPHIES

Norman B. Blumenthal

Partner, Blumenthal Nordrehaug Bhowmik De Blouw LLP (2018 to present)

Practice Areas: Consumer and Securities Class Action, Civil Litigation, Wage and Hour Class Actions, Transactional Law

Admitted: 1973, Illinois; 1976, California

Biography: Law Clerk to Justice Thomas J. Moran, Illinois Supreme Court, 1973-1975, while on Illinois Court of Appeals. Instructor, Oil and Gas Law: California Western School of Law, 1981; University of San Diego School of Law, 1983. Sole Practitioner 1976-1987. Partner, Blumenthal & Ostroff, 1988-1995. Partner, Blumenthal, Ostroff & Markham, 1995-2001. Partner, Blumenthal & Markham, 2001-2007. Partner, Blumenthal & Nordrehaug, 2007. Partner, Blumenthal, Nordrehaug & Bhowmik, 2008-2018. Partner, Blumenthal Nordrehaug Bhowmik De Blouw LLP, 2018 - present.

Member: San Diego County, Illinois State and American Bar Associations; State Bar of California.

Educated: University of Wisconsin (B.A., 1970); Loyola University of Chicago (J.D., 1973);

Summer Intern (1971) with Harvard Voluntary Defenders

Kyle R. Nordrehaug

Partner, Blumenthal Nordrehaug Bhowmik De Blouw LLP (2018 to present)

Practice Areas: Consumer and Securities Class Actions, Wage and Hour Class Actions, Civil Litigation

Admitted: 1999, California

Biography: Associate, Blumenthal, Ostroff & Markham, 1999-2001. Associate, Blumenthal & Markham, 2001-2007. Partner, Blumenthal & Nordrehaug, 2007. Partner, Blumenthal, Nordrehaug & Bhowmik, 2008-2017

Member: State Bar of California, Ninth Circuit Court of Appeals, Third Circuit Court of Appeals

Educated: University of California at Berkeley (B.A., 1994); University of San Diego School of Law (J.D. 1999)

Awards: Top Labor & Employment Attorney 2016; Top Appellate Reversal - Daily Journal 2015; Super Lawyer 2015-2018

Aparajit Bhowmik

Partner, Blumenthal Nordrehaug Bhowmik De Blouw LLP (2018 to present)

Practice Areas: Civil Litigation; Consumer Class Actions, Wage and Hour Class Actions

Admitted: 2006, California

Educated: University of California at San Diego (B.A., 2002); University of San Diego School of Law (J.D. 2006)

Biography: Partner, Blumenthal, Nordrehaug & Bhowmik, 2008-2017

Awards: Rising Star 2015

Nicholas J. De Blouw

Partner, Blumenthal Nordrehaug Bhowmik De Blouw LLP (2018 to present)

Practice Areas: Civil Litigation; Consumer Class Actions, Wage and Hour Class Actions

Admitted: 2011, California

Educated: Wayne State University (B.A. 2008); California Western School of Law (J.D. 2011)

Piya Mukherjee

Associate Attorney

Practice Areas: Civil Litigation; Consumer Class Actions, Wage and Hour Class Actions

Admitted: 2010, California

Educated: University of California, San Diego (B.S. 2006); University of Southern California, Gould School of Law (J.D. 2010)

Victoria Rivapalacio

Associate Attorney

Practice Areas: Civil Litigation; Consumer Class Actions, Wage and Hour Class Actions

Admitted: 2011, California

Educated: University of California at San Diego (B.A., 2003); George Washington University Law School (J.D. 2010)

Ricardo Ehmann

Associate Attorney

Practice Areas: Civil Litigation; Wage and Hour Class Actions

Admitted: 2018, California; 2004, Nevada

Educated: University of California, San Diego (B.A. 1998); Loyola Law School (J.D. 2001)

Jeffrey S. Herman

Associate Attorney

Practice Areas: Civil Litigation; Wage and Hour Class Actions

Admitted: 2011, California; 2016 Arizona

Educated: University of Michigan (B.A. 2008); California Western School of Law (J.D. 2011)

Charlotte James

Associate Attorney

Practice Areas: Civil Litigation; Wage and Hour Class Actions

Admitted: 2016, California

Educated: San Diego State University; California Western School of Law

Christine Levu

Associate Attorney

Practice Areas: Civil Litigation; Wage and Hour Class Actions

Admitted: 2012, California

Educated: University of California, Irvine; California Western School of Law

Andrew Ronan

Associate Attorney

Practice Areas: Civil Litigation; Wage and Hour Class Actions

Admitted: 2016, California

Educated: Arizona State University; University of San Diego School of Law

Scott Blumenthal

Associate Attorney

Practice Areas: Civil Litigation; Wage and Hour Class Actions

Admitted: 2020, New Mexico

Educated: University of Southern California; California Western School of Law

Sergio Julian Puche

Associate Attorney

Practice Areas: Civil Litigation; Wage and Hour Class Actions

Admitted: 2013, California

Educated: University of California, Irvine; California Western School of Law

Trevor Moran

Associate Attorney

Practice Areas: Civil Litigation; Wage and Hour Class Actions

Admitted: 2020, California

Educated: University of Rhode Island; California Western School of Law

Adolfo Sanchez Contreras

Associate Attorney

Practice Areas: Civil Litigation; Wage and Hour Class Actions

Admitted: 2024, California; 2014, Mexico

Educated: The Juarez University

REPORTED CASES

Sakkab v. Luxottica Retail N. Am., Inc., 803 F.3d 425 (9th Cir. 2015) (The panel reversed the district court's order granting Luxottica Retail North America, Inc.'s motion to compel arbitration of claims and dismissing plaintiff's first amended complaint, in a putative class action raising class employment-related claims and a non-class representative claim for civil penalties under the Private Attorney General Act.);

Securitas Security Services USA, Inc. v. Superior Court, 234 Cal. App. 4th 1109 (Cal. Feb. 27, 2015) (Court of Appeal concluded the trial court correctly ruled that *Iskanian* rendered the PAGA waiver within the parties' dispute resolution agreement unenforceable. However, the Court of Appeal then ruled the trial court erred by failing to invalidate the non-severable class action waiver from the agreement and remanded the entire complaint, including class action and PAGA claims, be litigated in the Superior Court);

Sussex v. United States Dist. Court for the Dist. of Nev., 781 F.3d 1065 (9th Cir. 2015) (The panel determined that the district court clearly erred in holding that its decision to intervene mid-arbitration was justified under *Aerojet-General*. Specifically, the panel held that the district court erred in predicting that an award issued by the arbitrator would likely be vacated because of his "evident partiality" under 9 U.S.C. § 10(a)(2).);

Provost v. YourMechanic, Inc., 2020 Cal. App. Lexis 955 (Oct. 15, 2020) (Court of Appeals affirmed denial of arbitration of PAGA claim, and held in a case of first impression, that there was no additional standing rules for PAGA claim brought by independent contractor);

In re Tobacco Cases II, 41 Cal. 4th 1257 (2007); Washington Mutual Bank v. Superior Court, 24 Cal. 4th 906 (2001); Rocker v. KPMG LLP, 148 P.3d 703; 122 Nev. 1185 (2006); PCO, Inc. v. Christensen, Miller, Fink, Jacobs, Glaser, Weil & Shapiro, LLP, 150 Cal. App. 4th 384 (2007); Hall v. County of Los Angeles, 148 Cal. App. 4th 318 (2007); Coshov v. City of Escondido, 132 Cal. App. 4th 687 (2005); Daniels v. Philip Morris, 18 F.Supp 2d 1110 (S.D. Cal.1998); Gibson v. World Savings & Loan Asso., 103 Cal. App. 4th 1291 (2003); Jordan v. Department of Motor Vehicles,

75 Cal. App. 4th 445 (1999); Jordan v. Department of Motor Vehicles, 100 Cal.App. 4th 431 (2002); Norwest Mortgage, Inc. v. Superior Court, 72 Cal.App.4th 214 (1999); Hildago v. Diversified Transp. Sya, 1998 U.S. App. LEXIS 3207 (9th Cir. 1998); Kensington Capital Mgal. v. Oakley, Inc., 1999 U.S. Dist LEXIS 385; Fed.Sec.L.Rep. (CCH) P90, 411 (1999 C.D. Cal.); Lister v. Oakley, Inc., 1999 U.S. Dist. LEXIS 384; Fed. Sec. L. Rep. (CCH) P90,409 (C.D. Cal. 1999); Olszewski v. Scripps Health, 30 Cal. 4th 798 (2003); Steroid Hormone Product Cases, 181 Cal. App. 4th 145 (2010); Owen v. Macy's, Inc., 175 Cal. App. 4th 462 (2009); Taiheiyo Cement Corp. v. Superior Court, 117 Cal. App. 4th 380 (2004); Taiheiyo Cement Corp. v. Superior Court, 105 Cal.App. 4th 398 (2003); McMeans v. Scripps Health, Inc., 100 Cal. App. 4th 507 (2002); Ramos v. Countrywide Home Loans, 82 Cal.App. 4th 615 (2000); Tevssier v. City of San Diego, 81 Cal.App. 4th 685 (2000); Washington Mutual Bank v. Superior Court, 70 Cal. App. 4th 299 (1999); Silvas v. E*Trade Mortg. Corp., 514 F.3d 1001 (9th Cir. 2008); Silvas v. E*Trade Mortg. Corp., 421 F. Supp. 2d 1315 (S.D. Cal. 2006); McPhail v. First Command Fin. Planning, Inc., 2009 U.S. Dist. LEXIS 26544 (S.D. Cal. 2009); McPhail v. First Command Fin. Planning, Inc., 251 F.R.D. 514 (S.D. Cal. 2008); McPhail v. First Command Fin. Planning, Inc., 247 F.R.D. 598 (S.D. Cal. 2007); Barcia v. Contain-A-Way, Inc., 2009 U.S. Dist. LEXIS 17118 (S.D. Cal. 2009); Barcia v. Contain-A-Way, Inc., 2008 U.S. Dist. LEXIS 27365 (S.D. Cal. 2008); Wise v. Cubic Def. Applications, Inc., 2009 U.S. Dist. LEXIS 11225 (S.D. Cal. 2009); Gabisan v. Pelican Prods., 2009 U.S. Dist. LEXIS 1391 (S.D. Cal. 2009); La Jolla Friends of the Seals v. Nat'l Oceanic & Atmospheric Admin. Nat'l Marine Fisheries Serv., 630 F. Supp. 2d 1222 (S.D. Cal. 2009); La Jolla Friends of the Seals v. Nat'l Oceanic & Atmospheric Admin. Nat'l Marine Fisheries Serv., 2008 U.S. Dist. LEXIS 102380 (S.D. Cal. 2008); Louie v. Kaiser Found. Health Plan, Inc., 2008 U.S. Dist. LEXIS 78314 (S.D. Cal. 2008); Weltman v. Ortho Mattress, Inc., 2010 U.S. Dist. LEXIS 20521 (S.D. Cal. 2010); Weltman v. Ortho Mattress, Inc., 2008 U.S. Dist. LEXIS 60344 (S.D. Cal. 2008); Curry v. CTB McGraw-Hill, LLC, 2006 U.S. Dist. LEXIS 5920; 97 A.F.T.R.2d (RIA) 1888; 37 Employee Benefits Cas. (BNA) 2390 (N.D. Cal. 2006); Reynov v. ADP Claims Servs. Group, 2006 U.S. Dist. LEXIS 94332 (N.D. Cal. 2006); Kennedy v. Natural Balance Pet Foods, Inc., 2010 U.S. App. LEXIS 248 (9th Cir. 2010); Kennedy v. Natural Balance Pet Foods, Inc., 2008 U.S. Dist. LEXIS 38889 (S.D. Cal. 2008); Kennedy v. Natural Balance Pet Foods, Inc., 2007 U.S. Dist. LEXIS 57766 (S.D. Cal. 2007); Sussex v. Turnberry/MGM Grand Towers, LLC, 2009 U.S. Dist. LEXIS 29503 (D. Nev. 2009); Picus v. Wal-Mart Stores, Inc., 256 F.R.D. 651 (D. Nev. 2009); Tull v. Stewart Title of Cal., Inc., 2009 U.S. Dist. LEXIS 14171 (S.D. Cal. 2009); Keshishzadeh v. Gallagher, 2010 U.S. Dist. LEXIS 46805 (S.D. Cal. 2010); Keshishzadeh v. Arthur J. Gallagher Serv. Co., 2010 U.S. Dist. Lexis 116380 (S.D. Cal. 2010); In re Pet Food Prods. Liab. Litig., MDL Docket No. 1850 (All Cases), 2008 U.S. Dist. LEXIS 94603 (D.N.J. 2008); In re Pet Food Prods. Liab. Litig., 629 F.3d 333 (3rd Cir. 2010); Puentes v. Wells Fargo Home Mortgage, Inc., 160 Cal. App. 4th 638 (2008); Rezec v. Sony Pictures Entertainment, Inc., 116 Cal. App. 4th 135 (2004); Badillo v. Am. Tobacco Co., 202 F.R.D. 261 (D. Nev. 2001); La Jolla Friends of the Seals v. Nat'l Oceanic & Atmospheric Admin., 2010 U.S. App. Lexis 23025 (9th Cir. 2010); Dirienzo v. Dunbar Armored, Inc., 2011 U.S. Dist. Lexis 36650 (S.D. Cal. 2011); Rix v. Lockheed Martin Corp., 2011 U.S. Dist Lexis 25422 (S.D. Cal. 2011); Weitzke v. Costar Realty Info., Inc., 2011 U.S. Dist Lexis 20605 (S.D. Cal. 2011); Goodman v. Platinum Condo. Dev., LLC, 2011 U.S. Dist. LEXIS 36044 (D. Nev. 2011); Sussex v. Turnberry/MGM Grand Towers, LLC, 2011 U.S. Dist. LEXIS 14502 (D. Nev. 2011); Smith v. Kaiser Foundation Hospitals, Inc., 2010 U.S. Dist. Lexis 117869 (S.D. Cal. 2010); Dobrosky v. Arthur J. Gallagher Serv. Co., LLC, No. EDCV 13-0646 JGB (SPx), 2014 U.S. Dist. LEXIS 106345 (C.D. Cal. July 30, 2014); Metrow v. Liberty Mut. Managed Care LLC - Class Certification Granted, Metrow v. Liberty Mut. Managed Care LLC, No. EDCV 16-1133 JGB (KKx), 2017 U.S. Dist. LEXIS 73656 (C.D. Cal. May 1, 2017); Nelson v. Avon Products, Inc., Class Certification Granted, U.S. District Court for The Northern District of California, Case No. 13-cv-02276-BLF, 2015 U.S. Dist. LEXIS 51104 (N.D. Cal. Apr. 17, 2015); Orozco v. Illinois Tool Works Inc., Class Certification Granted, 2017 U.S. Dist. LEXIS 23179 (E.D. Cal. Feb. 16, 2017); Rieve v. Coventry Health Care, Summary Judgment *Sua*

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