

1 DAVID GLENN SPIVAK (SBN 179684)

david@spivaklaw.com

2 LAUREN R. DAVIS (SBN 294115)

lauren@spivaklaw.com

3 THE SPIVAK LAW FIRM

4 8605 Santa Monica Bl

PMB 42554

5 West Hollywood, CA 90069

Telephone: (213) 725-9094

6 Facsimile: (213) 634-2485

7 Attorneys for Plaintiff,

8 KENNETH MILLER, and all others similarly situated

9 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

10 **FOR THE COUNTY OF MADERA**

11 **(UNLIMITED JURISDICTION)**

12
13 KENNETH MILLER, on behalf of himself and
14 all others similarly situated, and the general
15 public, and as an “aggrieved employee” on behalf
16 of other “aggrieved employees” and the State of
California under the Labor Code Private
Attorneys General Act of 2004,

17 *Plaintiff(s),*

18 vs.

19 BARRIER SPECIALTY ROOFING &
20 COATINGS, INC., a California corporation; and
21 DOES 1–50, inclusive,

22 *Defendant(s).*

Case No. MCV089466

PROOF OF SERVICE

Hearing Date: July 7, 2025

Hearing Time: 8:30 a.m.

Hearing Dept.: 44, Hon. Michael
Jurkovich

Action filed: May 15, 2023

Trial Date: Not set



SPIVAK LAW
EMPLOYEE RIGHTS

Mail:
8605 Santa Monica Bl
PMB 42554
West Hollywood, CA 90069
(213) 725-9094 Tel
(213) 634-2485 Fax
SpivakLaw.com

Office:
1875 Century Park East
Fl 7
Los Angeles, CA 90067

ADDITIONAL ATTORNEYS FOR PLAINTIFF(S)

WALTER L. HAINES (SBN 71075)

walter@uelglaw.com

UNITED EMPLOYEES LAW GROUP

8605 Santa Monica Bl.

PMB 63354

West Hollywood, CA 90069

Telephone: (562) 256-1047

Facsimile: (562) 256-1006

Attorneys for Plaintiff(s),

KENNETH MILLER, and all others similarly situated



SPIVAK LAW
EMPLOYEE RIGHTS

Mail:
8605 Santa Monica Bl
PMB 42554
West Hollywood, CA 90069
(213) 725-9094 Tel
(213) 634-2485 Fax
SpivakLaw.com

Office:
1875 Century Park East
Fl 7
Los Angeles, CA 90067

PROOF SERVICE

State of California,
County of Los Angeles

1. I am a citizen of the United States and 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 1875 Century Park East, Fl 7, Los Angeles, CA 90067.

2. I am familiar with the practice of The Spivak Law Firm, for collection and processing of correspondence for mailing with the United States Postal Service. It is the practice that correspondence is deposited with the United States Postal Service the same day it is submitted for mailing.

On June 11, 2025, I served the foregoing document(s) described as

1. **PLAINTIFF KENNETH MILLER'S NOTICE OF MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION SETTLEMENT;**
2. **PLAINTIFF KENNETH MILLER'S MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION SETTLEMENT;**
3. **DECLARATION OF DAVID SPIVAK IN SUPPORT OF PLAINTIFF KENNETH MILLER'S MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION SETTLEMENT;**
4. **DECLARATION OF WALTER L. HAINES IN SUPPORT OF PLAINTIFF KENNETH MILLER'S MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION SETTLEMENT;**
5. **DECLARATION OF BLAIR CUNNINGS RE CY PRES AND PRELIMINARILY APPROVAL MOTION; AND**
6. **[PROPOSED] ORDER PRELIMINARILY APPROVING CLASS ACTION SETTLEMENT.**

on interested parties by electronic mail, addressed as follows:

William M. Woolman, Esq.
Sagaser Watkins & Wieland PC
5260 N Palm Ave Ste 400
Fresno, CA 93704-2217
bill@sw2law.com

Theodore W. Hoppe, Esq.
Hoppe Law Group
680 W Shaw Ave Ste 207
Fresno, CA 93704
tad@hoppe-law.com

Laura A. Wolfe, SBN 266751
Mccormick, Barstow, Sheppard, Wayte & Carruth
7647 North Fresno Street



SPIVAK LAW
EMPLOYEE RIGHTS

Mail:
8605 Santa Monica Bl
PMB 42554
West Hollywood, CA 90069
(213) 725-9094 Tel
(213) 634-2485 Fax
SpivakLaw.com

Office:
1875 Century Park East
Fl 7
Los Angeles, CA 90067

1 **Fresno, California 93720**

2 Laura.wolfe@mccormickbarstow.com

3 (BY EMAIL) I caused the documents to be sent to the persons at the electronic service
4 addresses listed above from my electronic service address lizzett@spivaklaw.com.

5 EXECUTED on Wednesday, June 11, 2025, at Riverside, California.

6 XXXX (State) I declare under penalty of perjury under the laws of the State of California that
7 the above is true and correct.

8 (Federal) I declare that I am employed in the office of a member of the bar of this court at
9 whose direction the service was made.

10 
11 LIZZETT CORTEZ



25 SPIVAK LAW
26 EMPLOYEE RIGHTS

27 Mail:
28 8605 Santa Monica Bl
PMB 42554
West Hollywood, CA 90069
(213) 725-9094 Tel
(213) 634-2485 Fax
SpivakLaw.com

Office:
1875 Century Park East
Fl 7
Los Angeles, CA 90067