

HAINES LAW GROUP, APC
Paul K. Haines (SBN 248226)
phaines@haineslawgroup.com
Fletcher W. Schmidt (SBN 286462)
fschmidt@haineslawgroup.com
Matthew K. Moen (SBN 305956)
mmoen@haineslawgroup.com
Aden M. Khachadoorian (SBN 346908)
akhachadoorian@haineslawgroup.com
2155 Campus Drive, Suite 180
El Segundo, California 90245
Tel: (424) 292-2350
Fax: (424) 292-2355

Attorneys for Plaintiff

**SUPERIOR COURT OF CALIFORNIA
IN AND FOR THE COUNTY OF SAN JOAQUIN**

LILLIAN DAVENPORT, on behalf of the
State of California, and others similarly
situated and aggrieved,

Plaintiff,

v.

BROOKDALE SENIOR LIVING
COMMUNITIES, INC., a Delaware
Corporation; EMERITUS CORPORATION, a
Washington Corporation; and DOES 1-100,
inclusive,

Defendants.

Case No.: STK-CV-UOE-2023-0009791

*[Assigned for All Purposes to Hon.
Barbara Kronlund, Dept. 10D]*

**DECLARATION OF PAUL K.
HAINES IN SUPPORT OF MOTION
FOR APPROVAL OF SETTLEMENT
UNDER PRIVATE ATTORNEYS
GENERAL ACT**

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

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I, PAUL K. HAINES, declare as follows:

1. I am a shareholder and principal of the law firm Haines Law Group, APC, and co-counsel for the named Plaintiffs Lillian Davenport, Destiny Hernandez, Artin Torossian, Griselda Garcia, and Jalisa Monique Blake (collectively, “Plaintiffs”) in the above-captioned matter. I am a member in good standing of the bar of the State of California and am admitted to practice in this Court. I have personal knowledge of the facts stated in this declaration and could testify competently to them if called upon to do so.

2. I am a 2006 graduate of Pepperdine University School of Law, where I graduated *cum laude*. During law school, I worked as a law clerk for the appellate firm of Horvitz & Levy, located in Encino, California. I also spent a semester in law school working as an extern for the Honorable Edward Rafeedie, District Judge for the United States District Court for the Central District of California.

3. Since graduating from law school, my practice focused almost exclusively on employment litigation. In September 2007, I began working as an associate attorney at the international law firm of Littler Mendelson P.C., at its Los Angeles office, which according to its website is the “largest U.S.-based law firm exclusively devoted to representing management in every aspect of labor and employment law.” While at Littler Mendelson, I was primarily staffed on wage and hour class actions in both state and federal courts, and I also worked on a number of single and multi-plaintiff wage and hour matters as well.

4. During my employment at Littler Mendelson, I played a significant role in the class actions that I was staffed on, as I was often the only associate staffed on such cases. In particular, I received a wide array of wage and hour class action experience performing the following types of tasks: drafting demurrers and motions to strike and/or dismiss; removing actions from state court to federal court; drafting and responding to written discovery; drafting and opposing discovery related motions; arguing discovery related motions; drafting motions to consolidate related matters; interviewing putative class members and obtaining declarations in connection with class certification; drafting oppositions to motions for class certification; drafting

1 motions for decertification following class certification; conducting exposure analyses to assess
2 the strengths and weaknesses of asserted claims, the likelihood of prevailing at class certification,
3 and potential damages resulting from such claims; drafting mediation briefs; serving as the
4 primary contact to in-house counsel; deposing named plaintiffs and putative class members;
5 deposing retained expert witnesses; and defending the depositions of corporate witnesses. In
6 short, I played an integral role in all aspects of litigation from the inception of a matter through
7 and beyond class certification. I also supervised the work of several junior attorneys who were
8 staffed on the same wage and hour class actions.

9 5. In June 2011, I voluntarily resigned from Littler Mendelson in order to accept an
10 associate attorney position with the international law firm of Morgan, Lewis & Bockius LLP, at
11 its Los Angeles office, where I began working in July 2011. During my employment at Morgan,
12 Lewis & Bockius, I worked exclusively on the defense of wage and hour class and collective
13 actions. For the majority of cases that I worked on, I was the only associate staffed on the case,
14 and I performed the same job duties as described in the immediately preceding paragraph. In
15 addition to working on wage and hour class actions, at Morgan, Lewis & Bockius I also worked
16 on a number of “hybrid” actions asserting nationwide wage and hour claims under the Fair Labor
17 Standards Act, as well as California-specific claims under Rule 23 of the Rules of Civil Procedure.

18 6. In July 2012, I transitioned into litigating wage and hour class actions from the
19 Plaintiff’s side, first as a Partner with the law firm of Boren, Osher & Luftman, LLP, and since
20 February 2016 as a Shareholder of Haines Law Group, APC. Currently, over ninety percent (90%)
21 of my practice is dedicated exclusively to the prosecution of wage and hour class actions, and my
22 law firm is currently responsible for prosecuting over seventy-five (75) wage and hour class
23 actions filed in both State and Federal courts throughout California.

24 7. I have also moved to certify and have received an order certifying a class action
25 and/or conditionally certifying a collective action in the following cases:

- 26 • *Medeiros v. Vortex Financial Management Inc.*, Case No. 30-2013-00644741-CU-OE-
27 CXC, California Superior Court, County of Orange, Honorable Judge Gail A. Andler,
28

1 presiding (certifying a class of employees who were misclassified as independent
2 contractors);

- 3 • *Javine v. San Luis Ambulance Service, Inc.*, Case No. CV13-07480 BRO (SSx), United
4 States District Court, Central District of California, Honorable Judge Beverly Reid
5 O’Connell, presiding (conditionally certifying an unpaid FLSA overtime wage class);
- 6 • *Prado v. Warehouse Demo Services, Inc.*, Case No. CV14-3170 JFW (Ex), United States
7 District Court, Central District of California, Honorable Judge John F. Walter, presiding
8 (certifying a rest period violation class and conditionally certifying a FLSA unpaid
9 overtime wage class);
- 10 • *Bower v. Cycle Gear, Inc.*, Case No. CV14-2712 HSG, United States District Court,
11 Northern District of California, Honorable Judge Haywood S. Gilliam, Jr., presiding
12 (conditionally certifying an unpaid FLSA overtime wage class);
- 13 • *Vega v. Weatherford U.S., Limited Partnership*, Case No. CV14-1790-JLT, United States
14 District Court, Eastern District of California, Honorable Jennifer L. Thurston, presiding
15 (conditionally certifying an unpaid FLSA overtime wage class);
- 16 • *Galvan v. AMVAC Chemical Corporation*, Case No. 30-2014-00716103-CU-OE-CXC,
17 California Superior Court, County of Orange, Honorable Judge William Claster, presiding
18 (certifying unpaid overtime wage class and waiting time penalty class);
- 19 • *Camacho v. Residential Fire Systems, Inc.*, Case No. 30-2015-775372-CU-OE-CXC,
20 California Superior Court, County of Orange, Honorable Glenda Sanders, presiding
21 (certifying piece rate pay plan classes, expense reimbursement class, wage statement
22 class, and waiting time penalties class);
- 23 • *Ontiveros v. Safelite Fulfillment, Inc., et al*, Case No. CV 15-7118-DMG (RAOx), United
24 States District Court, Central District of California, Honorable Dolly M. Gee presiding
25 (certifying six classes of employees for rest period violations, wage statement violations,
26 meal period violations, and overtime and double-time violations);
- 27 • *Vasquez v. Kraft Heinz Foods Company*, Case No. 16-cv-2749-WQH-BLM, United States
28 District Court, Southern District of California, Honorable William Q. Hayes presiding

(certifying classes for automatic meal period deductions, manual time deductions, late meal periods, and derivative wage statement and waiting time penalties);

- *Caudle, et al. v. Sprint/United Management Company, et al.* Case No. C 17-06874-WHA, United States District Court, Northern District of California, Honorable William H. Alsup presiding (certifying three classes of employees for unlawful wage deduction violations, wage statement violations, and waiting time violations);
- *Francisco Perez v. Sunbelt Rentals, Inc.*, Case No. 37-2018-00026405-CU-OE-CTL, San Diego County Superior Court, Honorable Eddie C. Sturgeon, presiding (certifying a wage statement class);
- *Barbara J. Bowlin-Burdick v. Life Care Centers of America, Inc.*, Case No. BC657139, Los Angeles County Superior Court, Honorable Maren E. Nelson, presiding (certifying classes for late meal period violations, on-remises rest period violations, wage statement violations, and waiting time violations);
- *Staublein v. Wells Fargo Bank, National Association*, Case No. CIVDS1712267, San Bernardino County Superior Court, Honorable David Cohn, presiding (certifying a wage statement class);
- *Quentin McDonald, et al. v. Sierra Pacific Industries*, Case No. 191133, Shasta County Superior Court, Honorable Tamara L. Wood, presiding (certifying classes for rest period violations, meal period violations, unpaid overtime and minimum wage violations, expense reimbursement violations, wage statement violations, and waiting time penalties);
- *Danica N. Keich, et al. v. U.S. Healthworks, Inc., et al.*, Case No. 37-2017-00015343-CU-OE-CTL, San Diego County Superior Court, Honorable Eddie C. Sturgeon, presiding (certifying classes for rest period violations, meal period violations, on-call pay violations, wage statement violations, and waiting time violations);
- *George Gomez v. The Bedrock Company*, Case No. CIVDS1824255, San Bernardino County Superior Court, Honorable David Cohn, presiding (certifying claims for unpaid overtime and minimum wage violations, meal period violations, rest period violations, wage statement violations, and waiting time penalties);

- *Aurora Gatica v. Valley Ag, Inc. et al.*, Case No. 19CECG03018, Fresno County Superior Court, Honorable Tyler D. Tharpe, presiding (certifying claims for meal period violations, unpaid rest period violations, wage statement violations, and waiting time penalties); and
- *Ortencia Soto v. Puretek Corporation*, Case No. 21STCV28904, Los Angeles County Superior Court, Honorable Lawrence P. Riff, presiding (certifying claims for meal period violations, rest period violations, waiting time penalties, and wage statement violations).

8. I have been appointed as Class Counsel in hundreds of wage and hour class action settlements in state and federal courts within California, and my law firm has recovered in excess of \$500 million dollars on behalf of our clients.

9. Between 2023 and 2025, I was awarded attorney's fees following a lodestar cross-check based on a rate of \$850 per hour in the following cases:

- *Arcos v. Panoramic Doors, LLC*, Case No. 37-2021-00048823-CU-OE-CTL, San Diego County Superior Court, Honorable Loren G. Freestone, presiding (using an hourly rate of \$850 for work performed in 2021-2023);
- *Ramirez v. Wyndham Vacation Ownership, Inc.*, Case No. 20CV01715, Santa Barbara County Superior Court, Honorable James F. Rigali, presiding (using an hourly rate of \$850 for work performed from 2020-2024);
- *Aaron Hallum, et al. v. FCA US, LLC*, Case No. CIVDS1936782, San Bernardino County Superior Court, Honorable Joseph T. Ortiz, presiding (using an hourly rate of \$850 for work performed in 2021-2024);
- *Rafael Perez v. Kyocera SGS Precision Tools, Inc.*, Case No. 30-2022-01299232-CU-OE-CXC, Orange County Superior Court, Honorable Randall J. Sherman, presiding (awarding attorney's fees following a lodestar cross-check based on an hourly rate of \$850 for work performed in 2022-2024);
- *Kevin Murphy, et al. v. Fusion Learning, Inc.*, Case No. 2:21-cv-06732-JAK (ASx), United States District Court, Central District of California, Honorable John A. Kronstadt, presiding (approving and finding reasonable an hourly rate of \$850 for work performed in 2022-2024);

- 1 • *Target Wage and Hour Cases*, Case No. JCCP 5259, Lead Case No. CIVSB2209126,
2 San Bernardino County Superior Court, Honorable Wilfred J. Schneider, Jr., presiding
3 (using an hourly rate of \$850 for work performed in 2022-2024);
- 4 • *Karen Trudelle, et al. v. Children of the Rainbow, Inc.*, Lead Case No. 37-2022-
5 00034860-CU-OE-CTL, San Diego County Superior Court, Honorable Robert
6 Longstreth, presiding (using an hourly rate of \$850 for work performed in 2022-2024)
- 7 • *Ruben Hernandez, et al. v. Neovia Logistics Services, LLC, et al.*, Case No.
8 CIVSB2305867, San Bernardino County Superior Court, Honorable Tony Raphael,
9 presiding (using an hourly rate of \$850 for work performed in 2023-2025);
- 10 • *Jonathan Jauregui Gutierrez, et al. v. PASHA Automotive Services*, Case No. 37-2021-
11 00011967-CU-CO-CTL, San Diego County Superior Court, Honorable Katherine A.
12 Bacal, presiding (using an hourly rate of \$850 for work performed in 2021-2025);
- 13 • *Raul Camacho, et al. v. Residential Fire Systems, Inc., et al.*, Case No. 30-2015-
14 00775372-CU-OE-CXC, Orange County Superior Court, Honorable Lon F. Hurwitz,
15 presiding (using an hourly rate of \$850 for work performed in 2015-2025);
- 16 • *Chrisian Alanis v. Leonard Roofing, Inc.*, Case No. BC672028, Los Angeles County
17 Superior Court, Honorable William F. Highberger, presiding (using an hourly rate of
18 \$850 for work performed in 2017-2025);
- 19 • *Miriam Moreno v. Beacon Day School, Inc.*, Case No. 30-2022-01296662-CU-OE-CXC,
20 Orange County Superior Court, Honorable Lon F. Hurwitz, presiding (using an hourly
21 rate of \$850 for work performed in 2022-2025); and
- 22 • *Georgina Espinoza, et al. v. Warehouse Demo Services, Inc., et al.*, Case No.
23 17CV310844, Santa Clara County Superior Court, Honorable Theodore C. Zayner,
24 presiding (using an hourly rate of \$850 for work performed in 2021-2025).

25 10. So far in 2025, I have recently been awarded attorney's fees following a lodestar
26 cross-check based on a rate of \$925 per hour in the following cases:

- 27 • *Juan David Arreola Carrillo v. KPS Global, LLC*, Case No. 22STCV19527, Los Angeles
28 County Superior Court, Honorable Samantha Jessner, presiding (using an hourly rate of

1 \$925 for work performed in 2022-2025);

- 2 • *In Re: Stanislaus Food Products Company Employment Cases*, Lead Case No. CV-23-
3 001433, Stanislaus County Superior Court, Honorable John D. Freeland, presiding (using
4 an hourly rate of \$925 for work performed in 2023-2025);
- 5 • *Joseph Jones v. Chandler Aggregates, Inc.*, Case No. CVRI2204692, Riverside County
6 Superior Court, Honorable Harold W. Hopp, presiding (using an hourly rate of \$925 for
7 work performed in 2022-2025);
- 8 • *Samantha Vvanti, et al. v. O'Reilly Auto Enterprises, LLC*, Case No. 19STCV00091, Los
9 Angeles County Superior Court, Honorable Timothy Patrick Dillon, presiding (using an
10 hourly rate of \$925 for work performed in 2022-2025).

11 11. In every year from 2015 through 2017, Thomson Reuters recognized me as a Top
12 Young Attorney in Southern California in the annual Rising Stars Edition of Super Lawyer. This
13 is an honor awarded to no more than two-and-a-half percent of attorneys under the age of forty in
14 Southern California each year. In every year from 2018 through 2025, Thomson Reuters
15 recognized me as a “Super Lawyer” in the annual Super Lawyer magazine, an honor awarded to
16 no more than five percent of all attorneys in Southern California each year.

17 12. In approximately 2018, I was selected to be a member of the Los Angeles Superior
18 Court, Complex Civil Department Ad Hoc Wage and Hour Committee, which was chaired by the
19 Honorable Judge Amy D. Hogue and Honorable Judge David S. Cunningham. The committee
20 was comprised of 8 plaintiff’s attorneys and 8 defense attorneys, and was consulted for
21 recommendations regarding wage and hour class action cases, including preparing model class
22 action and PAGA action settlement agreements which are now publicly available at
23 <http://www.lacourt.org/forms/all>.

24 13. In April 2019, I served as trial counsel for the Plaintiff in the matter of *Calhoun v.*
25 *Aqua Tech Water Management Inc.*, Case No. BS169815, Los Angeles County Superior Court,
26 Honorable Theresa M. Traber presiding, which was an individual wage-and-hour case that
27 resulted in a six-figure verdict in favor of Plaintiff. I was subsequently awarded attorney’s fees at
28 my requested rate of \$650 per hour in 2020.

1 14. In March 2023, my firm served as trial counsel for the plaintiff and the aggrieved
2 employees in the matter of *Abraham Taduran v. James R. Glidewell, Dental Ceramics, Inc. dba*
3 *Glidewell Laboratories*, Case No. 30-2017-00934037-CU-OE-CXC, Orange County Superior
4 Court, Honorable William Claster presiding, which was a case brought under the Private
5 Attorneys General Act, Labor Code §§ 2698 *et seq.*, and resulted in a six-figure verdict in favor
6 of the aggrieved employees and a six-figure statutory attorney’s fee award in which I was
7 approved at my requested rate of \$850 per hour for work performed from 2017 to 2024.

8 15. Fletcher W. Schmidt, a Partner at my firm, is a 2012 graduate of Loyola Law
9 School, Los Angeles, where he graduated *cum laude* and was awarded membership in the Order
10 of the Coif. Since August 2013, Mr. Schmidt’s practice has been solely devoted to litigating
11 plaintiff-side wage and hour class actions in California state and federal court, and he is currently
12 responsible for managing a caseload of over seventy-five (75) active wage and hour class actions
13 in which he is integrally involved in all aspects of the litigation. In each year from 2018 through
14 2025, Thomson Reuters and Los Angeles Magazine recognized Mr. Schmidt as a Top Young
15 Attorney in Southern California in the annual Rising Star Edition of Super Lawyers. Mr. Schmidt
16 has moved to certify and received an order certifying a class action and/or conditionally certifying
17 a collective action as Class Counsel in twelve (12) cases, most recently in *Aurora Gatica v. Valley*
18 *Ag, Inc. et al.*, Case No. 19CECG03018, Fresno County Superior Court. Mr. Schmidt has been
19 named as Class Counsel in over fifty class action settlements that have been granted final
20 approval, including most recently in *Ruben Hernandez, et al. v. Neovia Logistics Services, LLC,*
21 *et al.*, Case No. CIVSB2305867, San Bernardino County Superior Court, Honorable Tony
22 Raphael, presiding (awarding attorney’s fees following a lodestar cross-check based on an hourly
23 rate of \$750 for work performed in 2023-2025); *Jonathan Jauregui Gutierrez, et al. v. PASHA*
24 *Automotive Services*, Case No. 37-2021-00011967-CU-CO-CTL, San Diego County Superior
25 Court, Honorable Katherine A. Bacal, presiding (using an hourly rate of \$750 for work performed
26 in 2021-2025); *Raul Camacho, et al. v. Residential Fire Systems, Inc., et al.*, Case No. 30-2015-
27 00775372-CU-OE-CXC, Orange County Superior Court, Honorable Lon F. Hurwitz, presiding
28 (using an hourly rate of \$750 for work performed in 2015-2025); *Chrisian Alanis v. Leonard*

1 *Roofing, Inc.*, Case No. BC672028, Los Angeles County Superior Court, Honorable William F.
2 Highberger, presiding (using an hourly rate of \$750 for work performed in 2017-2025); *Georgina*
3 *Espinoza, et al. v. Warehouse Demo Services, Inc., et al.*, Case No. 17CV310844, Santa Clara
4 County Superior Court, Honorable Theodore C. Zayner, presiding (using an hourly rate of \$750
5 for work performed in 2021-2025); *Juan David Arreola Carrillo v. KPS Global, LLC*, Case No.
6 22STCV19527, Los Angeles County Superior Court, Honorable Samantha Jessner, presiding
7 (approving an hourly rate of \$825 for work performed in 2022-2025); *In Re: Stanislaus Food*
8 *Products Company Employment Cases*, Lead Case No. CV-23-001433, Stanislaus County
9 Superior Court, Honorable John D. Freeland, presiding (using an hourly rate of \$825 for work
10 performed in 2023-2025); *Joseph Jones v. Chandler Aggregates, Inc.*, Case No. CVRI2204692,
11 Riverside County Superior Court, Honorable Harold W. Hopp, presiding (using an hourly rate of
12 \$825 for work performed in 2022-2025); and *Samantha Vvanti, et al. v. O'Reilly Auto Enterprises,*
13 *LLC*, Case No. 19STCV00091, Los Angeles County Superior Court, Honorable Timothy Patrick
14 Dillon, presiding (using an hourly rate of \$825 for work performed in 2022-2025).

15 16. Matthew K. Moen, a Senior Associate at my firm, is a 2015 graduate of Loyola
16 Law School, Los Angeles. Since January 2016, Mr. Moen's practice has been dedicated
17 exclusively to the practice of Plaintiff-side employment law in California state and federal court,
18 and he is currently staffed on over forty (40) active wage and hour class actions in which he is
19 integrally involved in all aspects of the litigation. In each year from 2020 through 2025, Thomson
20 Reuters and Los Angeles Magazine recognized Mr. Moen as a Top Young Attorney in Southern
21 California in the annual Rising Star Edition of Super Lawyers. Mr. Moen has moved to certify
22 and received an order certifying a class action and/or conditionally certifying a collective action
23 as Class Counsel in three (3) cases, most recently in *Aurora Gatica v. Valley Ag, Inc. et al.*, Case
24 No. 19CECG03018, Fresno County Superior Court. Mr. Moen has been named as Class Counsel
25 in over fifty class action settlements that have been granted final approval, including most recently
26 in *Ruben Hernandez, et al. v. Neovia Logistics Services, LLC, et al.*, Case No. CIVSB2305867,
27 San Bernardino County Superior Court, Honorable Tony Raphael, presiding (awarding attorneys'
28 fees following a lodestar cross-check based on an hourly rate of \$650 for work performed in 2023-

2025); *Richard Soto v. Applied BioCode, Inc.*, Case No. 23STCV20199, Los Angeles County Superior Court, Honorable Laura A. Seigle, presiding (awarding attorneys' fees following a lodestar cross-check based on an hourly rate of \$650 for work performed in 2023-2025); *Jonathan Jauregui Gutierrez, et al. v. PASHA Automotive Services*, Case No. 37-2021-00011967-CU-CO-CTL, San Diego County Superior Court, Honorable Katherine A. Bacal, presiding (awarding attorneys' fees following a lodestar cross-check based on an hourly rate of \$650 for work performed in 2021-2025); *Miriam Moreno v. Beacon Day School, Inc.*, Case No. 30-2022-01296662-CU-OE-CXC, Orange County Superior Court, Honorable Lon F. Hurwitz, presiding (awarding attorneys' fees following a lodestar cross-check based on an hourly rate of \$650 for work performed in 2022-2025); *Raul Camacho, et al. v. Residential Fire Systems, Inc., et al.*, Case No. 30-2015-00775372-CU-OE-CXC, Orange County Superior Court, Honorable Lon F. Hurwitz, presiding (awarding attorneys' fees following a lodestar cross-check based on an hourly rate of \$650 for work performed in 2018-2025); *Chrisian Alanis v. Leonard Roofing, Inc.*, Case No. BC672028, Los Angeles County Superior Court, Honorable William F. Highberger, presiding (awarding attorneys' fees following a lodestar cross-check based on an hourly rate of \$650 for work performed in 2018-2025); *Georgina Espinoza, et al. v. Warehouse Demo Services, Inc., et al.*, Case No. 17CV310844, Santa Clara County Superior Court, Honorable Theodore C. Zayner, presiding (awarding attorneys' fees following a lodestar cross-check based on an hourly rate of \$650 for work performed in 2021-2025); *In Re: Stanislaus Food Products Company Employment Cases*, Lead Case No. CV-23-001433, Stanislaus County Superior Court, Honorable John D. Freeland, presiding (awarding attorneys' fees following a lodestar cross-check based on an hourly rate of \$725 for work performed in 2023-2025); and *Samantha Vvanti, et al. v. O'Reilly Auto Enterprises, LLC*, Case No. 19STCV00091, Los Angeles County Superior Court, Honorable Timothy Patrick Dillon, presiding (awarding attorneys' fees following a lodestar cross-check based on an hourly rate of \$725 for work performed in 2022-2025).

17. Aden M. Khachadoorian, an associate at my firm, is a 2022 graduate of Loyola Law School, Los Angeles, who was admitted to the California State Bar in December 2022. Throughout his career, Mr. Khachadoorian's practice has been devoted exclusively to litigating

1 plaintiff-side wage and hour class and PAGA actions in California state and federal court, and is
2 integrally involved in all aspects of the litigation for cases on which he is staffed. Mr.
3 Khachadorian has been awarded attorneys' fees following a lodestar cross-check in the
4 following class action settlements that have been granted final approval: *Davis Allen v. Creative*
5 *Stone MFG. Inc.*, San Bernardino County Superior Court, Case No. CIVSB2201498 (awarding
6 attorney's fees following a lodestar cross-check based on a rate of \$425 for work performed in
7 2022-2023); *Richard Soto v. Applied BioCode, Inc.*, Case No. 23STCV20199, Los Angeles
8 County Superior Court, Honorable Laura A. Seigle, presiding (awarding attorneys' fees following
9 a lodestar cross-check based on an hourly rate of \$425 for work performed in 2023-2025); *Miriam*
10 *Moreno v. Beacon Day School, Inc.*, Case No. 30-2022-01296662-CU-OE-CXC, Orange County
11 Superior Court, Honorable Lon F. Hurwitz, presiding (awarding attorneys' fees following a
12 lodestar cross-check based on an hourly rate of \$425 for work performed in 2022-2025); *Osman*
13 *Ventura v. Kay & James, Inc., et al.*, Los Angeles County Superior Court, Case No.
14 19STCV25743 (awarding attorney's fees following a lodestar cross-check based on a rate of \$425
15 for work performed in 2022-2023); *Jose Cuellar v. Bee Imagine LLC*, Los Angeles County
16 Superior Court, Case No. 21STCV07867 (awarding attorney's fees following a lodestar cross-
17 check based on a rate of \$400 for work performed in 2022-2024); *Crescencio Cruz v. Holland*
18 *America Flowers, LLC*, San Luis Obispo County Superior Court, Case No. 21CV-0620 (awarding
19 attorney's fees following a lodestar cross-check based on a rate of \$400 for work performed in
20 2022-2024); *Alfredo Salazar Meza v. Open Door Packaging, LLC, et al.*, San Bernardino County
21 Superior Court, Case No. CIVSB2200570 (awarding attorney's fees following a lodestar cross-
22 check based on a rate of \$400 for work performed in 2022-2024).

23 18. In approximately January 2024, Plaintiff Griselda Garcia retained my firm to
24 represent her in claims against Defendant Emeritus Corporation. On January 9, 2024, my office
25 assisted Plaintiff Garcia in filing a class action lawsuit against Defendant in Riverside County
26 Superior Court, entitled *Griselda Garcia v. Emeritus Corporation*, Case No. CVRI2400128. On
27 January 9, 2024, my office also assisted Plaintiff Garcia in notifying Defendant, via certified mail,
28 and the California Labor and Workforce Development Agency ("LWDA") via its website, of

1 Defendant's violations of the California Labor Code and Plaintiff Garcia's intent to bring a claim
2 for civil penalties under California Labor Code § 2698 *et seq.* with respect to violations of the
3 California Labor Code identified therein. On April 12, 2024, after exhausting her pre-filing
4 requirements, my office assisted Plaintiff Garcia in filing a First Amended Complaint, adding a
5 cause of action for civil penalties under PAGA. On April 30, 2024, the court dismissed Plaintiff
6 Garcia's individual and class claims against Defendant without prejudice in light of an arbitration
7 agreement the parties had entered into during Plaintiff Garcia's employment, and retained
8 Plaintiff Garcia's representative claims against Defendant under PAGA. On May 28, 2024,
9 Plaintiff initiated an individual demand for arbitration against Defendant. Shortly thereafter, my
10 office was informed of the first-filed litigation against Defendant brought by Plaintiff Lillian
11 Davenport.

12 19. As counsel for Plaintiffs, I have been intimately involved in every aspect of this
13 case since my office was first retained by Plaintiff Garcia through the present. Based on my
14 extensive knowledge of the facts and the law in this case, I believe that the proposed settlement
15 is a fair and reasonable result for the State of California and the aggrieved employees. The details
16 of the work completed by Plaintiffs' Counsel in this case are set forth in additional detail in the
17 declarations of my co-counsel, filed concurrently herewith.

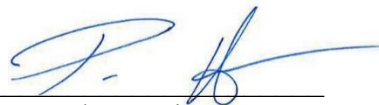
18 20. My firm reviews our attorney billing rates on an annual basis and makes
19 adjustments to remain current with the prevailing rates charged by comparable class action
20 attorneys practicing in Southern California. As part of this process, I regularly consult with other
21 plaintiff-side and defense-side class action attorneys in Southern California regarding their
22 current rates. Based on my experience and the experience of Fletcher W. Schmidt, Matthew K.
23 Moen, and Aden M. Khachadorian, I believe that our billing rates of \$925, \$825, \$725, and
24 \$500, respectively, are well in line with the prevailing market rates for other attorneys of
25 comparable experience and reputation.

26 21. The total amount of costs incurred by my firm for which reimbursement is being
27 sought is **\$2,467.97**. Attached hereto as **Exhibit A** is a true and correct copy of a report of my
28 firm's out-of-pocket litigation expenses to date associated with this matter. While my firm's total

1 current out-of-pocket litigation expenses totals \$2,428.12, my firm's cost reimbursement request
2 of **\$2,467.97** includes an additional \$39.85 in anticipated future costs for the filing cost of
3 dismissing Plaintiff Garcia's separately filed action in order to seek settlement approval through
4 the instant *Davenport Action*.

5 22. My firm has a total lodestar in this matter of **\$112,695.00**, as follows. I have
6 personally billed a total of approximately 30.2 hours at an hourly rate of \$925 per hour. My
7 Partner, Fletcher W. Schmidt (a 13th year attorney) has billed a total of approximately 35.5 hours
8 at an hourly rate of \$825 per hour. Senior Associate Matthew K. Moen (a 10th year attorney) has
9 billed a total of approximately 54.1 hours at an hourly rate of \$725 per hour. Associate Aden M.
10 Khachadorian (a 3rd year attorney) has billed a total of approximately 26.9 hours at an hourly
11 rate of \$500 per hour. My firm's paralegals have collectively billed a total of approximately 14.0
12 hours at an hourly rate of \$200 per hour.

13 I declare under penalty of perjury under the laws of California and the United States that
14 the foregoing is true and correct. Executed on July 18, 2025, at El Segundo, California.

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17 Paul K. Haines
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Exhibit A

July 18, 2025

Griselda Garcia

Charges :

		<u>Qty/Price</u>	<u>Amount</u>
1/9/2024	IDLC First legal's filing fee for: Complaint for other employment (Over \$35,000); Summons issued and filed ; Certificate of counsel; Civil case cover sheet (Complex) (CM-010). Direct E-filing Order #: 5573882 Base charge + Additional charges + Adv/wit ck + Check charge	1 1,523.75	1,523.75
1/10/2024	ALL Filing fee for: LWDA. Order #: ORD-000266227	1 75.00	75.00
1/12/2024	IDLC First legal's service fee for: Service of summons and complaint Order #: 5577937 "Advance Fee" Process- Branch 3 Days Order #: 5577937 Base charge + PDF/Ship	1 57.15	57.15
	ALL One legal's filing fee for: Notice of posting jury fees Order #: 21996885	1 173.73	173.73
1/16/2024	IDLC First legal's filing fee for: Proof of service. Direct E-filing Order #: 5581475 Base charge + Additional charges	1 15.75	15.75
1/31/2024	ALL Postage for January, 2024.	1 21.78	21.78
2/29/2024	ALL Westlaw cost for February, 2024.	1 54.41	54.41
3/1/2024	ALL First Legal's filing fee for: Joint Statement of Case;Proof of Service Order #: 5636847 Direct E-filing	1 15.75	15.75

7/18/2025

			<u>Qty/Price</u>	<u>Amount</u>
		Base charge + Additional charges		
3/19/2024	IDLC	One legal's Filing fee for: Amended Complaint, Proof of Service Order #: 22462800	1 15.39	15.39
3/31/2024	ALL	Postage for March, 2024.	1 2.99	2.99
	ALL	Copying cost for March, 2024.	27 0.25	6.75
4/12/2024	IDLC	First legal's filing fee for: Amended Complaint;Proof of Service Order #: 5691648 Direct E-filing Base charge + Additional charges	1 15.75	15.75
4/18/2024	IDLC	First legal's filing fee for: Proof of Service Order #: 5698461 Direct E-filing Base charge	1 11.95	11.95
4/24/2024	IDLC	First legal's filing fee for: Request for Dismissal; Declaration of Matthew K. Moen in Support of Plaintiffs Request for Dismissal of Individual and Class Claims Without Prejudice;[Proposed] Order Granting Request for Dismissal of Individual and Class Claims Without Prejudice; Proof of Service. Order #: 5706414 Direct E-filing Base charge	1 11.95	11.95
4/26/2024	IDLC	First legal's filing fee for: Plaintiffs Request for Dismissal of Individual and Class Claims Without Prejudice; Declaration Of Matthew K. Moen in Support of Plaintiffs Request for Dismissal of Individual and Class Claims Without Prejudice;[Proposed] Order Granting Request for Dismissal of Individual and Class Claims Without Prejudice; Proof of Service. Order #: 5710413 Direct E-filing Base charge + Additional charges	1 15.75	15.75
4/30/2024	ALL	Postage for April, 2024.	1 2.99	2.99
	ALL	Copying cost for April, 2024.	31 0.25	7.75
5/29/2024	ALL	AAA filing fee for: Arbitration for Claudia Ramos Umana. Approval code: 06719G	1 360.50	360.50

7/18/2025

			<u>Qty/Price</u>	<u>Amount</u>
5/31/2024	ALL	Postage for May, 2024.	1 9.07	9.07
	ALL	Copying cost for May, 2024.	24 0.25	6.00
4/2/2025	IO	One Legal's filing fee for: Joint Statement of Case,Proof of Service by Mail re: Order #: 25050433	1 23.02	23.02
4/30/2025	ML	Postage for April, 2025.	1 0.69	0.69
7/31/2025	ML	Copying cost for July, 2025.	1 0.25	0.25
Total charges				\$2,428.12