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Attorneys for Defendant
KELLY SERVICES GLOBAL, LLC

SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF ORANGE

DAVID NGUYEN, an aggrieved employee and on
behalf of other aggrieved employees,

Plaintiff,

v.

BAXTER HEALTHCARE CORPORATION, a
Delaware corporation; KELLY SERVICES
GLOBAL, LLC, a Michigan limited liability
company; and DOES 1 through 50,

Defendants.

Case No.: 30-2023-01358073-CU-OE-CXC

[Assigned for All Purposes to: Hon. Melissa R.
McCormick, Dept. CX105]

**DECLARATION OF JENNIFER A. RILEY IN
SUPPORT OF PLAINTIFFS' MOTION FOR
APPROVAL OF PAGA SETTLEMENT;
SERVICE AWARDS; AND ATTORNEY'S
FEES AND COSTS**

(Filed Concurrently with Motion for Approval of
PAGA Settlement; Supporting Declarations and
[Proposed] Judgment and Order)

DATE: August 20, 2026

TIME: 2:00 p.m.

DEPT: CX105

RESERVATION ID: 74850803

Action Filed: October 30, 2023

Trial Date: Not Set

DECLARATION OF JENNIFER A. RILEY

I, Jennifer A. Riley, declare:

1. I am a Partner at Duane Morris LLP and an attorney of record for Defendant Kelly Services Global, LLC (“Kelly”), a party to this action.

2. The following is based upon my own personal knowledge or upon information and belief, of which I believe, and if called upon to testify thereto, I could and would do so.

3. I make this declaration in support of Plaintiffs’ Motion for Approval of the PAGA Settlement.

4. After making reasonable inquiry, I am aware of the following class and/or representative actions asserting similar claims:

- a. *Romeo Lumbo v. Kelly Services Global, LLC* (Case No. 37-2022-00049230-CU-OE-CTL) filed in San Diego Superior Court. This matter defines “Aggrieved Employee(s)” as “all non-exempt, hourly employees employed by [Kelly] in California who received a non-discretionary and/or flat sum bonus from October 5, 2021, until [March 26, 2026].” The *Lumbo* matter has settled, and the Court has granted preliminary approval of the PAGA Settlement Agreement. The matter is currently in the settlement administration process. The number of “Aggrieved Employees” in *Nguyen* may decrease to the extent that any Kelly employees who meet the *Lumbo* definition (*i.e.*, who received a non-discretionary and/or flat sum bonus during the relevant time period) were also assigned to work at Baxter Health Corporation. We are currently looking into the matter.
- b. *Fischer v. Kelly Services Global, LLC* (Case no. 30-2023-01304927-CU-OE-CXC) filed in Orange County Superior Court. This matter defines “Aggrieved Employee(s)” as “all individuals who are or previously were employed by [Kelly] in California and classified as non-exempt employees during the time period of October 25, 2021 until a date as determined by the Court.” The matter is currently stayed until Fischer pursues her claims in arbitration on an individual basis. If the *Nguyen* settlement is approved, the *Nguyen* settlement could reduce the number of any

purportedly Aggrieved Employees in *Fischer*.

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

Executed on May 13, 2026 in Chicago, Illinois.

By: /s/Jennifer A. Riley
Jennifer A. Riley