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12 Attorneys for Plaintiff MELLISSA MARIE DELGADO,
13 on behalf of herself and others similarly situated

14 *[Additional Counsel on following page]*

15 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

16 **FOR THE COUNTY OF LOS ANGELES – CENTRAL DISTRICT**

17 MELLISSA MARIE DELGADO and
18 TERRANCE FLETCHER, on behalf of
19 themselves and others similarly situated,

20 Plaintiffs,

21 vs.

22 LAKIN TIRE WEST, LLC; LAKIN TIRE
23 WEST, INC.; ELS OF FLORIDA, INC. (DBA
24 LABOR FINDERS); LF STAFFING
25 SERVICES, INC. (DBA LABOR FINDERS);
26 and DOES 1 to 100, inclusive,

27 Defendants.

Case No. 24STCV14080

CLASS ACTION

*[Case Assigned for All Purposes to: The Hon.
Samantha Jessner, Dept. 7]*

**DECLARATION OF MALCOLM
CLAYTON IN SUPPORT OF
PLAINTIFFS' MOTION FOR
PRELIMINARY APPROVAL OF CLASS
AND PAGA SETTLEMENT**

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individually, and on behalf of others similarly situated

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Finders), and ELS of Florida Inc.(dba Labor Finders) (“Defendants”) attended mediations with Judge Carl West (Ret.), mediating the proceedings entitled: (i) *Terrance Fletcher v. Lakin Tire West, LLC, Laking Tire West, Inc., LF Staffing Services, Inc. (dba) Labor Finders, and ELS of Florida Inc., dba Labor Finders* Alameda County Superior Court Case No. 24CV058197 (the “Fletcher Action”); (ii) *Mellissa Marie Delgado v. Lakin Tire West, LLC* Los Angeles County Superior Court Case No. 24STCV14080 (the “Delgado Class Action”); and (iii) *Mellissa Marie Delgado v. Lakin Tire West, LLC* Los Angeles County Superior Court Case No. 24STCV20425 (the “Delgado PAGA Action”, together with the Fletcher Action and the Delgado Class Action, the “Actions”).

7. Following the mediation, the Parties reached an agreement to settle the Actions and have since executed a long-form agreement, which documents the proposed settlement.

8. On December 29, 2025, Plaintiff Delgado and Plaintiff Terrance Fletcher (“Plaintiff Fletcher”), with leave of the Court, filed a First Amended Complaint adding Plaintiff Fletcher as named plaintiff, adding all Defendants, and consolidating all claims from the Actions in the Delgado Class Action.

9. On January 6, 2026, our firm provided the First Amended Complaint to the LWDA by upload to the LWDA’s PAGA website. Attached as **Exhibit 1** hereto is a true and correct copy of the confirmation of upload.

10. Our law firm has substantial experience in wage and hour class actions, as documented herein, and our office believes this settlement to be a strong settlement, in the interest of class members, which should be granted preliminary approval by this Court.

11. Plaintiff Delgado has reviewed the settlement, and believes it to be fair and in the interest of class members.

12. There exists an agreement to split fees in this action between Blackstone Law, APC and Lavi & Ebrahimian, LLP, which has been duly approved by Plaintiff Delgado in a signed writing.

EXPERIENCE OF COUNSEL LAVI & EBRAHIMIAN, LLP

13. Lavi & Ebrahimian, LLP is experienced and qualified to act as Class Counsel, to evaluate the class claims, to evaluate settlement versus trial on a fully informed basis, and to evaluate the viability of the defenses.

1 14. The law firm of Lavi & Ebrahimiian, LLP, have almost exclusively practiced in the
2 area of labor and employment law. The partner of the firm who was lead counsel on this matter, Mr.
3 Joseph Lavi, has been practicing law for nearly 20 years.

4 15. I graduated from University of Michigan Law School in 2021. I have been in practice
5 with the law firm of Lavi & Ebrahimiian, LLP since March 2024, focusing in the area of employment
6 law and specifically wage and hour class actions. I have been involved in cases in all aspects of
7 settlement, including California and Federal class actions and PAGA representative actions, and have
8 previously served as class counsel in wage and hour class actions and PAGA representative actions.

9 16. I am also familiar with the practice of the firm's lead Counsel, Joseph Lavi having
10 worked as an associate with Lavi & Ebrahimiian, LLP since March 2024, which has included
11 reviewing Mr. Lavi's declarations in support of motions for attorneys' fees and/or to seek appointment
12 as Class Counsel. Mr. Lavi graduated from law school in 2000 and has handled numerous cases in all
13 aspects of employment and labor law, including state and federal class actions, wrongful termination,
14 discrimination, harassment and retaliation cases. Mr. Lavi has tried employment cases in State and
15 Federal court, and has argued before various Courts of Appeals, on employment issues such as
16 validity of Arbitration Agreements, Application of Res Judicata in class action cases, and other
17 employment issues. Mr. Lavi has been a panelist and/or speaker for various Employment Law
18 Continuing Legal Education Panels on issues of employment law trials, how to proceed and conduct
19 trials, and proving and winning punitive damages. Mr. Lavi has been named a Southern California
20 Super Lawyer in the area of Plaintiff's employment litigation for Class Actions from 2011-2025. Mr.
21 Lavi has settled dozens of wage and hour class actions and is currently Plaintiff's counsel in many
22 others. Some of the class actions that Mr. Lavi has handled against employers on wage and hour
23 issues and have been approved as class counsel include cases against the following: Kaiser
24 Permanente which settled for \$6,510,000.00; Hustler Casino which settled for \$980,000.00; Chevron
25 Stations Inc., which settled for \$4,500,000.00; Commerce Casino which settled for \$1,575,000.00;
26 BP West Cost Products, which settled for \$4,000,000.00; Kaiser Permanente which settled for
27 \$3,600,000.00, Fuddruckers (as lead counsel) which settled for \$900,000.00; Movado Retail Group,
28 Inc. (as lead counsel) which settled for \$728,000.00, Chuck-E-Cheese's (as lead counsel) which
settled for \$1,900,000.00; Aero-Electric Connector, Inc. (as lead counsel) which settled for

1 \$1,500,000.00; Clougherty Packing, LLC (as lead counsel) which settled for \$4,250,000.00; and
2 Gruma Corporation (as lead counsel) which Defendants' petition to the United States Supreme Court
3 in the matter was denied and the matter settled for \$2,300,000.00. Mr. Lavi has been approved as
4 class counsel by both Federal and California Courts. Mr. Lavi and the other attorneys at Lavi &
5 Ebrahimiyan who are available to assist me in this case if needed are fully capable of adequately and
6 fairly representing Plaintiff and the proposed class in this matter.

7 17. Lavi & Ebrahimiyan, LLP has been appointed Class Counsel in over fifty contested
8 proceedings including the following:

9 a. *Ischak v. Kaiser Foundation Hospitals, Inc.*, Los Angeles Superior Court Case
10 No. BC343535;

11 b. *Santana v. El Pollo Loco, Inc.*, Los Angeles Superior Court Case No.
12 BC369846;

13 c. *Edlin, et al. v. Fuddruggers, Inc.*, United States District Court, Central District
14 of California, Case No. CV-07-3678-ABC;

15 d. *Chavez, et al. vs. CEC Entertainment, Inc. d/b/a Chukey-Cheeses*, Los Angeles
16 Superior Court Case No. BC380996;

17 e. *Bustamante, et al. v. Teamone Employment Specialists*, Los Angeles Superior
18 Court Case No. BC383266;

19 f. *Cervantes, et al. v. Kaiser Foundation Hospitals, Inc.*, Alameda Superior Court
20 Case No. RG 0265835;

21 g. *Seng Savang v. Club One Casino*; Fresno Superior Court Case No.
22 05CECG02189;

23 h. *Norman, et al. v. Movado Retail Group, Inc.*, United States District Court,
24 Central District of California, Case No. CV08-06691 SVW (PLA)

25 i. *Shand v. G.A.L.A., Inc. dba Giorgio Armani*, Los Angeles Superior Court Case
26 No. BC342588;

27 j. *Solis v. Plycraft Industries, Inc.*, Los Angeles Superior Court Case No.
28 BC374816;

k. *Campos v. HWB Carwash, Inc.*, Los Angeles Superior Court Case No.

1 BC378990;

2 l. *Acosta, et al. v. Texwood Industries*, United States District Court, Central
3 District of California, Case No. CV07-3237-DDP (PLAX);

4 m. *Arevalo v. Gruma Corporation*, Los Angeles Superior Court Case No.
5 BC410322;

6 n. *Burrola v. American Promotional Events*, Los Angeles Superior Court Case
7 No. BC412315;

8 o. *Cortez v. Trader Distribution Services*, Los Angeles Superior Court Case No.
9 BC397208;

10 p. *Cueva v. Allied Industries, Inc.*, Los Angeles Superior Court Case No.
11 BC399431;

12 q. *Del Toro v. Petco Animal Supplies, Inc.*, San Diego Superior Court Case No.
13 37-2009-00103626-CU-OE-CTL;

14 r. *Garcia v. Home Cooking, Inc.*, Los Angeles Superior Court Case No.
15 BC451148;

16 s. *Alcantar v. Amerimax Building Products, Inc.*, United States District Court,
17 Central District of California, Case No. CV 10-8916 DDP (CWx);

18 t. *Arancivias v. Clougherty Packaging, LLC dba Farmer John*, Los Angeles
19 Superior Court Case No. BC432406;

20 u. *Barajas v. Menzies Aviation, Inc.*, United States District Court, Central District
21 of California, Case No CV-10-02315-JEM;

22 v. *Barrera v. BHFC Operating, LLC dba Bottega Louie*, Los Angeles Superior
23 Court Case No. BC462603;

24 w. *Camacho v. American Textile Maintenance Co.*, Los Angeles Superior
25 Court Case No. BC452570;

26 x. *Cortes v. Monsanto Company*, Ventura Superior Court Case No. 56-2010-
27 00366952-CU-OE-VTA;

28 y. *Escobar v. Aero-Electric Connector, Inc.*, Los Angeles Superior Court Case

No. BC421009;

z. *Gomez v. Bacara Resort & Spa*, Santa Barbara Superior Court Case No. 1341987;

aa. *Gonzalez v. Ashley Furniture Industries, Inc.*, Los Angeles Superior Court Case No. BC425708

bb. *Gonzalez v. Burrtec Waste Industries, Inc.*, Los Angeles Superior Court Case No. BC436879;

cc. *Gutierrez v. Visterra Credit Union*, Riverside Superior Court Case No. RIC10020183;

dd. *Hernandez v. Kruse & Son, Inc.*, Los Angeles Superior Court Case No. BC411849;

ee. *Lopez v. Tecno Industrial Engineering*, Los Angeles Superior Court Case No. BC411134;

ff. *Lowanga v. Continental Currency Services, Inc.*, Orange County Superior Court Case No. 30-2011-0044011-CU-OE-CXC;

gg. *Aguilar v. PLS Financial Services, Inc.*, United States District Court, Central District of California, Case No. CV 10-0415 ODW (FMOx)

hh. *Lozada v. Classic Party Rentals, Inc.*, Los Angeles Superior Court Case No. BC443792;

ii. *Madrid v. OPI Products, Inc.*, Los Angeles Superior Court Case No. BC451489;

jj. *Martinez v. J. Fletcher Creamer & Son, Inc.*, United States District Court Case No. CV 10-0968-PSG-FMOX;

kk. *Martinez v. Administaff Companies II, L.P.*, Los Angeles Superior Court Case No. BC425799;

ll. *Martinez v. Morgans Hotel Group Management, LLC*, Los Angeles Superior Court Case No. BC446744;

mm. *Sanchez v. La Brea Bakery, Inc.*, Los Angeles Superior Court Case No.

1 BC456420;

2 nn. *Montenegro v. Ruggeri Marble and Granite, Inc.*, United States District Court,
3 Central District of California, Case No. CV-10-00711 JFW (PLAx);

4 oo. *Reed v. 99 Cents Only Stores*, Los Angeles Superior Court Case No.
5 BC436793;

6 pp. *Santos v. Noble Management Group-California, LLC*, United States District
7 Court, Central District of California, Case No. CV 10-2594 DSF (VBKx)

8 qq. *Taylor v. U.S. Healthworks Holding Company, Inc.*, Orange County Superior
9 Court Case No. 30-2011-00473505;

10 rr. *Valencia Diaz v. Gene Wheeler Farms, Inc.*, Los Angeles Superior Court Case
11 No. BC436235;

12 ss. *Zad-Behtooie v. Valley Village*, Los Angeles Superior Court Case No.
13 BC451490;

14 tt. *Bell v. Aidells Sausage Company, Inc.*, Alameda Superior Court Case No.
15 RG10523946;

16 uu. *Negrete v. Cenveo, Inc.*, United States District Court, Central District of
17 California, Case No. CV 11-09543 DSF (MRWx);

18 vv. *Bejar v. Exopack-Ontario, Inc.*, Orange County Superior Court Case No. 30-
19 2011-00518396-CU-OE-CXC;

20 ww. *Aguilar v. PLS Financial Services, Inc.*, United States District Court, Central
21 District of California, Case No. CV 10-0415 ODW (FMOx);

22 xx. *Sparks v. Larry Flynt dba Hustler Casino*, Los Angeles Superior Court Case
23 No. BC320172;

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1 yy. *Morris v. Chevron Stations, Inc.*, Los Angeles Superior Court Case No.
2 BC361380;

3 zz. *Marino v. BP West Coast Products, LLC*, Los Angeles Superior Court Case
4 No. BC357987.

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

7 Dated: March 20, 2026

/s/ Malcolm Clayton
Malcolm Clayton

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“EXHIBIT 1”

PAGA NOTICE PUBLIC SEARCH - CASE DETAIL

Case Information

Case Number: LWDA-CM-1032474-24
Plaintiff for PAGA Case: MELLISSA MARIE DELGADO
Filer/Attorney for PAGA Case: Veverly Esquivel
Law Firm for PAGA Plaintiff: Lavi & Ebrahimian LLP
Employer: LAKIN TIRE WEST, LLC
Date Case Received:
Employer Filer Firm:
Court Type: California Superior Courts
Court Name: Los Angeles County Superior Court
PAGA Court Case Number: 24STCV20425
Violation Type:
Related BOFE Case:

Attachments

Attachment Name	Description	Date Submitted	Type
Additional PAGA Document Submitted on 01/06/2026 03:33:10 PM by Tiffany	2025.12.29.(FILED).FAC.FINAL.pdf	01/06/2026 03:33 PM	Other PAGA Document
Court Complaint Submitted on 08/15/2024 02:07:12 PM by Veverly Esquivel	COMPLAINT.PAGA.filed.08.13.2024.pdf	08/15/2024 02:07 PM	Court Complaint
PAGA Notice Submitted on 06/06/2024 01:48:21 PM by Veverly Esquivel	PAGA LETTER.MAIL.CONF.06.06.2024.pdf	06/06/2024 01:48 PM	PAGA Notice