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8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF LOS ANGELES**

10
11 DARCY NUBER, an individual and on behalf
of all others similarly situated;

12 Plaintiff,

13 vs.
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15 FEVER LABS, INC., a Delaware corporation;
and DOES 1 through 50,

16 Defendants.
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Case No.: 23STCV21796

[Assigned for All Purposes to:
Hon. Timothy Patrick Dillon, Dept. 15]

**DECLARATION OF ALINA ISLAS OF
SIMPLURIS INC. IN SUPPORT OF
MOTION FOR FINAL APPROVAL OF
CLASS ACTION AND PAGA
SETTLEMENT, ATTORNEY'S FEES
AND COSTS, AND CLASS
REPRESENTATIVE SERVICE AWARD**

(Filed concurrently with Motion for Final
Approval, Supporting Declarations, and
[Proposed] Order)

DATE: March 30, 2026
TIME: 10:00 a.m.
DEPT: 15

Action Filed: September 11, 2023
Trial Date: Not Set

I, ALINA ISLAS, declare the following facts to be true and correct and if called as a witness would testify competently to the same:

2. Simpluris is a class action Settlement Administration Company headquartered in Costa Mesa, California. It was founded by individuals who have each managed thousands of Settlements along with professionals in the areas of software development, third-party claims administration, mail-house operations and call center support management.

TOLL FREE TELEPHONE HELPLINE

4. A toll-free telephone number was included in the Class Notice for the purpose of allowing the Class Members to call Simpluris and to make inquiries regarding the Settlement. The system is accessible 24 hours a day, 7 days a week, and will remain in operation throughout the settlement process. Callers have the option to speak with a live call center representative during normal business hours or to leave a message and receive a return call during non-business hours. The toll-free telephone number included in the Class Notice was 1- 888-369-3780.

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6. The mailing addresses contained in the Class List were processed and updated utilizing the National Change of Address Database (“NCOA”) maintained by the U.S. Postal Service. The NCOA contains changes of address filed with the U.S. Postal Service. In the event that any individual had filed a U.S. Postal Service change of address request, the address listed with the NCOA was utilized in connection with the mailing of the Notice Packets.

8. As of this date, one (1) Notice Packets were returned by the post office. For those without a forwarding address, Simpluris performed an advanced address search (i.e. skip trace) on all of these addresses by using Accurant, a reputable research tool owned by Lexis-Nexis. Simpluris used the Class Member's name, previous address and Social Security number to locate a more current address. Zero (0) Notice Packets were re-mailed to either a newfound address, with forwarding addresses provided by the United States Postal Service or at the request of the Class Member. Ultimately, after additional searches, one (1) Notice Packets were undeliverable because Simpluris was unable to find a better address.

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10. As of this date, Simpluris has not received a Request for Exclusion from a Class Member.

12. As of this date, Simpluris has not received any Disputes regarding work weeks or

1 pay periods from a Class Member.

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3 **BREAKDOWN OF SETTLEMENT FUND**

4 13. As of this date, there are 25 Participating Class Members who will be paid their
5 portion of the Net Settlement Amount, estimated to be \$181,271.29. The Net Settlement Amount
6 available to pay Participating Class Members was determined as follows:

7	Gross Settlement Amount:	\$365,000.00
8	Less Class Counsel Fees Payment	-\$121,666.66
9	Less Class Counsel Expenses Payment	-\$ 12,004.05
10	Less Settlement Administration Expenses	-\$ 5,058.00
11	Less Class Representative Service Payment	-\$ 10,000.00
12	Less LWDA PAGA Payment	-\$ 26,250.00
13	<u>Less PAGA Employee Fund</u>	<u>-\$ 8,750.00</u>
14	NET SETTLEMENT AMOUNT	\$181,271.29

15 As of this date, the *highest* Settlement Share to be paid is approximately \$17,573.88, the
16 *lowest* Settlement Share to be paid is approximately \$1,627.21, and the *average* Settlement Share to
17 be paid is approximately \$7,250.85.

18 There are 17 PAGA Employees who collectively worked 249 Pay Periods during the PAGA
19 Period. As of this date, the *highest PAGA* Settlement Share to be paid is approximately \$1,651.61,
20 the *lowest* Settlement Share to be paid is approximately \$70.28, and the *average* Settlement Share to
21 be paid is approximately \$514.70

22 **ADMINISTRATION COSTS**

23 14. Simpluris' total costs for services in connection with the administration of this
24 Settlement, including fees incurred and anticipated future costs for completion of the administration,
25 are \$5,058.00. Simpluris' work in connection with this matter will continue with the calculation of
26 the Settlement checks, issuance and mailing of those Settlement checks, etc., and to do the necessary
27 tax reporting on such payments.

1 I declare under penalty of perjury under the laws of the State of California that the foregoing
2 is true and correct. Executed this 19th day of February 2026, at Costa Mesa, CA.

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4 *Alina Islas*
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