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Attorneys for Plaintiff, Vanessa Cortes

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN BERNARDINO

VANESSA CORTES, individually, and on
behalf of Aggrieved Employees pursuant to
the California Private Attorneys General Act;

Plaintiffs,

vs.

GITI TIRE (USA) LTD, and DOES 1
through 25, inclusive,

Defendants.

Case No. CIVSB2332578

Honorable Wilfred J Schneider, Jr.

Dept.: S32

DECLARATION OF VANESSA CORTES
IN SUPPORT OF MOTION FOR
APPROVAL OF PAGA SETTLEMENT

Date: February 13, 2025

Time: 8:30 a.m.

Dept.: S32

Complaint: December 18, 2023

Trial Date: Not Set

DECLARATION OF VANESSA CORTES

I, Vanessa Cortes, declare and state as follows:

1. I am over the age of eighteen (18) and I am a resident of the State of California. I have personal knowledge of the facts and statements set forth in this declaration, and if called upon to testify, I could and would competently testify thereto.

2. I am the named plaintiff in this action.

3. I was employed by Defendant Giti Tire (USA) ("Defendant") as an import traffic coordinator from approximately April 2022 through approximately April 2024. I have always been an hourly-paid, non-exempt employee during my employment with Defendant.

4. I contacted Blackstone Law, APC and spoke with attorneys there. I wanted to take steps to make sure Defendant was held accountable for not properly compensating its employees for all hours worked, not providing employees with lawful meal and rest breaks, not reimbursing employees for business expenses, and other related violations. After speaking with the attorneys at Blackstone, I educated myself on class action and representative lawsuits to gain a better understanding of them. Thereafter, I further consulted with the attorneys at Blackstone Law, APC about my experiences and what it meant to bring a class action and an action under the California Labor Code Private Attorneys General Act of 2004 ("PAGA").

5. I have regularly communicated with my attorneys regarding the case, and in order to fulfil my responsibilities as a PAGA representative. I have searched for and provided documents concerning my employment with Defendant, reviewed documents with my attorneys and answered their questions, provided information and guidance regarding the duties of other hourly-paid, non-exempt employees, and helped determine what other documents and information my attorneys could obtain from Defendant. I routinely checked in with my attorneys and their staff to make sure that they had all of my current information so that they could always reach me, and to provide any additional information that I had obtained.

6. I was always available to answer any questions my attorneys had and to speak and meet with my attorneys whenever they needed me. I responded to them as quickly as possible and gave them as much information as I could. I described Defendant's policies, practices, and procedures. I

1 also contacted and referred potential witnesses to my attorneys, and helped my attorneys prepare for
2 and participate in mediation.

3 7. I reviewed the settlement agreement and discussed it with my attorneys before I signed
4 it.

5 8. I also understood that if this matter had proceeded to trial, I would need to come to
6 court and participate in the trial. I was prepared to do that.

7 9. I am aware that I took a risk by filing this lawsuit because if we lost, I could potentially
8 have to pay the costs incurred in the lawsuit. I also risked losing income for the time that I would have
9 to spend fulfilling my ongoing responsibilities including having to attend the trial. I also believe I have
10 taken a risk by filing this lawsuit because potential future employers can find out that I sued my
11 employer, and that may negatively impact my ability to be hired for a job in the future. In contrast, the
12 other employees who will be receiving money from this lawsuit did not have to file any claim or
13 lawsuit, or take the risks that I took in bringing this action.

14 10. I believe that I have done everything that my attorneys have asked of me and tried, to
15 the best of my ability, to seek relief for the aggrieved employees and the State of California. I think
16 my efforts helped to get the result obtained in this case.

17 11. I understand that any resolution of this lawsuit on a representative basis is subject to
18 court approval. I have at all times throughout the course of this litigation, considered the interests of
19 the other aggrieved employees above my own personal interests.

20 12. To date, I estimate I have spent approximately 30 to 35 hours on this case. I have
21 worked to assist my attorneys in this matter for over a year, as the Defendant has actively fought this
22 case.

23 13. I respectfully request that the Court approve and award me the requested service award
24 in the amount of \$5,000.00 for my efforts and active participation in the case. Taking into
25 consideration the time and effort that I have dedicated to this case, I believe that this amount is
26 reasonable.

27 14. I am not related to anyone associated with Blackstone Law, APC.

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

3 Executed on 12/16/2024 at Ontario, California

4 *Vanessa Cortes*

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6 Vanessa Cortes
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