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

LOAN PHU, an individual and on behalf of all
others similarly situated;

Plaintiff,

vs.

MICROVENTION, INC., a Delaware
corporation; and DOES 1 through 50,

Defendants.

Case No.: 30-2024-01376392-CU-OE-CXC

[Assigned for All Purposes to:
Hon. David A. Hoffer, Dept. CX103]

**SUPPLEMENTAL DECLARATION OF
STACEY SHIM OF APEX CLASS
ACTION LLC IN SUPPORT OF MOTION
FOR APPROVAL OF CLASS ACTION
AND PAGA SETTLEMENT**

(Filed concurrently with Supplemental Brief,
Supporting Declarations, Proof of Service on
LWDA, and [Amended Proposed] Order)

DATE: March 30, 2026

TIME: 1:30 p.m.

DEPT: CX103

Reservation ID: Per November 12, 2025
Minute Order

Action Filed: January 29, 2024

Trial Date: Not Set

1 I, Stacey Shim, declare as follows:

2 1. I am a resident of the United States of America and am over the age of 18. I am a Project
3 Manager for Apex Class Action, LLC (hereinafter referred to as “Apex”), the professional settlement
4 services provider retained by the Parties’ Counsel and subsequently appointed by the Court to serve
5 as the Settlement Administrator in this matter. On behalf of both Apex and myself, I possess the
6 authority to issue this declaration. I am personally familiar with the information contained herein, and
7 if called to testify, I could and would competently testify to the facts stated below.

8 2. Apex conducted an analysis to determine whether the escalator clause outlined in Section 8 of
9 the Settlement Agreement was triggered based on the data provided by Defendant.

10 3. Section 8 provides that if the total number of workweeks during the Class Period exceeds
11 178,200, Defendant may elect to end the Class Period on the date the total workweeks reach 178,200
12 or increase the Gross Settlement Amount proportionally by the workweeks in excess of 178,200.

13 4. On November 6, 2025, Apex received data from Defendant reflecting class workweeks during
14 the Class Period and PAGA pay period counts for all Class Members. Based on Apex’s calculations
15 using the provided data, there are a total of 1,001 Class Members who worked a total of 167,352
16 workweeks during the Class Period. This figure is below the 178,200 threshold required to trigger the
17 escalator clause.

18 I declare under penalty of perjury under the laws of the State of California and the United States
19 that the foregoing is true and correct, and that this Declaration was executed this 2nd day of December
20 2025, in Irvine, California.

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24 STACEY SHIM
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