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Attorneys for Plaintiff, on a representative basis and on behalf of all others similarly situated

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

JONATHAN NAVA, individually, on a
representative basis, and on behalf of all
others similarly situated;

Plaintiff,

vs.

TEMECULA VALLEY DRYWALL, INC.
a California Corporation; LORRY HALES,
an individual; DOUGLAS MISEMER, an
individual; and DOES 1 through 20,
inclusive;

Defendants.

Case No.: CVRI2400423
*[Assigned to Hon. Harold Hopp, Dept 1, for all
purposes]*

**DECLARATION OF PLAINTIFF
JONATHAN NAVA IN SUPPORT OF
MOTION FOR FINAL APPROVAL**

I, Jonathan Nava, state and declare:

1. I am the Plaintiff in the above captioned action and have personal knowledge of all matters stated herein and could competently testify thereto. I make this declaration in support of the motion for final approval of the class action settlement. I believe that the settlement is fair and reasonable and constitutes a fair resolution of the claims alleged.

2. I have no conflicts with the proposed class members and will continue to assist with the litigation and prosecute the case on behalf of the other employees.

1 3. I was employed by Defendants from approximately September 2020 through
2 August 2023. During my employment with Defendants, there were several issues that concerned
3 me and which I thought did not comply with California law, such as not being paid properly and
4 not getting proper meal periods and rest breaks. As a result, I retained Lauby, Mankin & Lauby
5 LLP to move forward with a case because I did not think that I or the other employees were being
6 treated correctly.

7 4. After retaining my attorneys, I understood that I had two options: I could pursue
8 my individual case – including claims for wrongful termination (as discussed below) – and
9 attempt to maximize my personal recovery, or I could bring a class/representative action and put
10 the interests of the class ahead of my own. The decision of whether to bring my individual
11 claims or to bring a class action put me in a tough spot, because on the one hand, I wanted to
12 hold the company accountable for how they treated me and, on the other hand, I wanted to help
13 other employees that were not paid correctly. And I knew that, if I wanted to bring a class
14 action, I would need to put the interests of the class first to better serve the class. In the end, in
15 the interest of helping all employees that were subjected to the wage violations, I decided to
16 help everyone by bringing a class/representative action.

17 5. Since first initiating this action, I estimate that I have spent at least fifty (50) hours
18 engaged in activities to benefit the class including. I have assisted my attorneys in numerous
19 ways, including helping to explain and discuss the company’s practices and their general practices
20 and procedures, having in depth conversations about safety issues at the site, locating and
21 analyzing company documents, and communicating with other class members. These efforts
22 occurred through numerous meetings with Class Counsel, telephone conferences, letters, emails,
23 and text communications. I also assisted in preparation for mediation and helped obtain a positive
24 result for the class. Thereafter, I have reviewed the MOU and settlement agreement and discussed
25 the approval process with my attorneys.

26 6. I also believe that the requested service award is fair and reasonable given that I
27 have faced substantial risks and made numerous sacrifices to obtain this class action settlement.
28

7. For example, filing this lawsuit and being a whistleblower was stressful on a day-to-day basis as I have constantly worried about the risk that this could impact my ability to find future jobs. I was worried that filing the case may get me labeled as a whistleblower, resulting in retaliation and difficulty finding work for the rest of my career.

8. I believe that request for the \$10,000 service award is justified based on (a) the time I have spent on the case, which resulted in a good settlement for the class, (b) the risks I took in bringing this case, which I believe my ability to find future work will be impacted, and (c) my agreement to waive all of my individual claims in exchange for the requested service award.

9. I received notice that I will receive \$1,106.82 as my individual portion of the class settlement.

10. I will also receive a small individual settlement sum of \$5,000 for wrongful termination and retaliation claims stemming from my reporting of OSHA and safety issues at the jobsite that ultimately culminated in my termination. Even though I believe that I may have been damaged in a significantly greater amount than what is reflected in the individual settlement, to facilitate the class settlement, I have agreed to waive all of my claims against the company as part of this settlement and in exchange for the service award – which goes well beyond the release given by other class members.

11. I respectfully request that the Court approve this class action settlement. I agreed to set aside my personal interests, and to put the interests of the class ahead or on par with my own. In doing so, and by successfully bringing this case as a class action, I helped to obtain a highly beneficial settlement for the class members.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on Jun 13, 2025 , at Hesperia , California.

By: 
Jonathan Steven Nava (Jun 13, 2025 09:15 PDT)

Jonathan Nava