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Attorneys for Plaintiff PETER J. GUTIERREZ, individually
and on behalf of others similarly situated and aggrieved employees
pursuant to the California Private Attorneys General Act

[Additional counsel listed on next page]

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

PETER J. GUTIERREZ, individually and on
behalf of others similarly situated and aggrieved
employees pursuant to the California Private
Attorneys General Act,

Plaintiff,

v.

UNIVAR SOLUTIONS USA INC., a
Washington corporation; UNIVAR
SOLUTIONS INC., a Delaware corporation; and
DOES 1 through 25, inclusive,

Defendants

Case No.: 23STCV26851

Honorable William F. Highberger
Department SS10

**DECLARATION OF PETER J.
GUTIERREZ IN SUPPORT OF
PRELIMINARY APPROVAL OF CLASS
ACTION SETTLEMENT**

Date: February 10, 2025
Time: 11:30 a.m.
Dept.: SS10

Complaint Filed: November 1, 2023
FAC Filed: October 17, 2025
Trial Date: Not Set

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8 and on behalf of others similarly situated and aggrieved employees
9 pursuant to the California Private Attorneys General Act
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DECLARATION OF PETER J. GUTIERREZ

I, Peter J. Gutierrez, declare:

1. I am over the age of 18 and am a named Plaintiff and class representative in this matter. I have personal knowledge of the matters stated herein and if called and sworn as a witness, I would and could competently testify under oath thereto.

2. This declaration is submitted in support of Plaintiff's Motion for Preliminary Approval of Class Action Settlement in this matter.

3. I have worked for Defendants UNIVAR SOLUTIONS USA INC. and UNIVAR SOLUTIONS INC. ("Defendants"), as a non-exempt employee since approximately October 2018 until or about October 25, 2023.

4. From the time of the filing of the lawsuit, I have understood that this is a class action lawsuit where I represent the interests of all individuals who were employed by Defendants in California and classified as non-exempt employees at any time during the Class Period, excluding all those who previously released their claims in prior settlements (the "Class Members").

5. I believe while working for Defendants, I and all Class Members were subject to the same policies and procedures regarding payment of minimum and overtime wages, meal breaks, payment of meal break premium wages, rest breaks, payment of rest break premium wages, wage statements, waiting time penalties, indemnification for business related expenses, unfair competition, and the timely pay of wages. I believe that the claims of all Class Members are identical to mine because Defendants' policies and procedures applied to all of us.

6. I understand that I must continue to consider and protect the interests all Class Members. I have been protecting the rights of myself and all Class Members since approximately November 2023 when first I started looking for an attorney before this lawsuit was filed. I have been and continue to place the interest of all Class Members above my own. I do not have a conflict with the members of the Class I seek to represent.

7. I provided information and been available to my attorneys since approximately

1 November 2023 when I was searching for my attorney. I have helped and been willing to support
2 the lawsuit in any way I can for the last approximately 22 months since November 2023 when I
3 began searching for an attorney for the claims in this lawsuit. I have searched for an attorney, met
4 with my attorneys to see if they would represent me, met with my attorneys to discuss the
5 Defendants' policies, procedures, and practices for clocking in and out, paying wages for the hours
6 that we worked, payment of commissions and bonuses, providing meal breaks, providing rest breaks,
7 payment of premium wages, providing compensation for work-related purchases, waiting time
8 penalties, unfair competition, wage statements, and the timely payment of wages. I spent time
9 searching for policies and procedures that were given to me during my employment, any timecards
10 I had, any pay stubs I had, W2s, and other documents related to my employment. I produced all the
11 documents to my attorneys. I responded to almost all of my attorneys' telephone calls and interviews
12 and I met with them in person and/or telephonically to discuss any questions they had about my
13 employment, Defendants' policies and procedures, Defendants' paying of minimum and overtime
14 wages, Defendant's providing of meal and rest breaks, paying premium wages, providing wage
15 statements, providing compensation for work-related purchases, or the documents I had provided to
16 them. I made myself available during the mediation session. Once the settlement agreement was
17 finalized, I conferred with my attorneys on multiple occasions to review and discuss the agreement
18 before signing.

19 8. I also understand that in the event this matter proceeds to trial, I must come to court
20 to participate in the trial. I will come to court if I am needed and have been ready to perform any
21 responsibility that is necessary for this lawsuit. I know that I took a risk by filing this lawsuit because
22 if I lost, I would have to pay for all the costs incurred by Defendants in the lawsuit. I also have the
23 risk of losing income for any time that I would have to spend fulfilling my responsibilities including
24 having to attend the trial. I also believe I have taken a risk by filing this lawsuit because my
25 employers in the future may find out that I sued my employer, and they may not like it. The other
26 employees will be receiving money from this lawsuit and they have not had to file a lawsuit, look
27 for an attorney, or take the risks that I have had to take.

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9. I understand that the settlement we have reached in this case must be approved by the Court and I must protect the interests of all Class Members.

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

Executed this 10 day of October 2025, at San Bruno, California.

Peter Gutierrez

PETER J. GUTIERREZ