

AMENDMENT TO SETTLEMENT AGREEMENT AND RELEASE OF CLASS ACTION AND REPRESENTATIVE CLAIMS

This Amendment to the Settlement Agreement and Release of Class Action and Representative Claims (“Amendment”) is entered into by and between Seferino Garcia (“Plaintiff”) and D.H.R. Construction, Inc. (“Defendant”). Plaintiff and Defendant are hereafter referred to collectively as “the Parties.” This Amendment shall be effective on the date of the last signature below.

RECITALS

A. The Parties entered into a Settlement Agreement and Release of Class Action and Representative Claims (“Agreement”) in relation to the civil action filed by Plaintiff in the Superior Court of the State of California, County of Napa, entitled *Seferino Garcia, on behalf of himself, the State of California, as a private attorney general, and on behalf of all others similarly situated v. DHR Construction, Inc., a California corporation and DOES 1 to 50*, Case Number 24CV000295. The Agreement was signed by the Parties as of October 30, 2024. Any capitalized terms used herein that are not defined shall have the same definition as in the Agreement.

B. Pursuant to Section 6.2 of the Agreement, Defendant shall deposit the Gross Settlement Amount in a lump sum payment to the Settlement Administrator within fifteen (15) days of the Effective Date. While the Effective Date is not yet determined, it will occur after December 31, 2024. Defendant desires to deposit the full Gross Settlement Amount prior to December 31, 2024. Plaintiff does not object to Defendant depositing the full Gross Settlement Amount early.

C. Pursuant to Sections 8.4-8.7 of the Agreement, the Settlement Administrator is to distribute the Gross Settlement Amount to Class Counsel, Plaintiff, the LWDA, and the Class Participants within fourteen (14) days after receipt of the Gross Settlement Amount from Defendant. However, that will not be possible if the Gross Settlement Amount is deposited early.

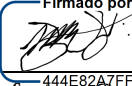
THEREFORE, for good and valuable consideration, the Parties agree to amend the Agreement as follows:

AMENDMENT

The Parties agree to amend the time for distribution of the Gross Settlement Amount by the Settlement Administrator in Sections 8.4, 8.5, 8.6, and 8.7 of the Agreement to “no later than fourteen (14) days after the Effective Date.”

The Parties, having read and agreed to the foregoing, and having been advised by counsel, do hereby voluntarily execute this Amendment by signing below.

Dated: 12/20/2024

Firmado por:

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 Seferino Garcia
 Plaintiff and Class Representative

D.H.R. Construction, Inc.

Dated: 12/31/2024



By: Joy Ramos
Title: Vice President

Approved as to form only:

Melmed Law Group, P.C.

Dated: December 30, 2024



Kyle D. Smith
Attorneys for Plaintiff

DICKENSON, PEATMAN & FOGARTY



Dated: December 31, 2024

Marissa E. Buck
Attorneys for Defendant