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on behalf of himself and others similarly situated

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SUPERIOR COURT SAN JOAQUIN
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DEPUTY

SUPERIOR COURT FOR THE STATE OF CALIFORNIA

COUNTY OF SAN JOAQUIN

VICENTE JIMENEZ, DAVID ALLEN, GILDA ALBIZURES individually and on behalf of other individuals similarly situated,

Plaintiffs,

v.

PRP LOGISTICS, LLC, a limited company; and DOES 1 through 10, inclusive,

Defendant.

CASE NO. STK-CV-UOE-2024-0001096
Assigned to Hon. Jayne Lee, Dept. 10C

DECLARATION OF PLAINTIFF DAVID ALLEN IN SUPPORT OF MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION AND PAGA SETTLEMENT

DATE: 1/5/27
TIME: 9:00 a.m.
DEPT.: 10C

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DECLARATION OF DAVID ALLEN

I, David Allen, declare as follows:

1. I am over eighteen years of age and am a resident of San Bernardino County. I am the Plaintiff in the above-captioned action. I make this declaration based upon my personal knowledge. I could and would competently testify as to the facts set forth herein if called upon to do so.

2. I make this declaration in support of the Parties' Class Action and PAGA Settlement Agreement ("Settlement" or "Settlement Agreement").

JOB DUTIES AND EXPERIENCE

3. I have been employed by Defendant PRP Logistics, LLC ("PRP Logistics" or "Defendant") as a "yard spotter" from approximately January 2024 through approximately November 18, 2024 at the location in Rialto, California. I work full-time and have been classified as a non-exempt employee at all relevant times.

COMMUNITY OF INTEREST: TYPICALITY AND ADEQUACY

4. Throughout my employment, Defendant failed to provide me, and other similarly non-exempt employees with the opportunity to take off-duty meal or rest breaks. I do not believe I was ever paid proper additional compensation for missing a meal or a rest break, or for my meal and rest breaks that were late or interrupted.

5. Additionally, I was not paid proper wages for all time that I performed work for Defendant. This included being underpaid for my actual time worked and not being paid the overtime wages owed to me. Furthermore, my wages were not paid timely.

6. During the entire period of my employment with Defendant, my paycheck stubs were not accurate because they did not reflect gross wages earned, net wages earned, all applicable hourly rates, or applicable deductions as a result of Defendant not compensating me for all hours that I worked and Defendant's failure to pay me at the correct rate. The lack of this information on my paycheck stubs subjected me to the difficulty of having to reconstruct the hours I actually worked, and compensation earned during a pay period.

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7. I do not believe that I have any conflicts with class members included in this proposed settlement. I do not have any intention to take any action that would place me in a position that is hostile to other class members. I do not have any business or personal relationships with any of my attorneys other than me retaining them to represent me in this lawsuit.

DUTIES AS A CLASS REPRESENTATIVE

8. In or about February 2024, I decided to pursue wage and hour claims against Defendant. Because I believed the conduct I was complaining about affected other employees, it was important to me that I bring my case on behalf of not only myself, but of my fellow employees as well.

9. During my consultations with my attorneys, I educated them on Defendant' policies and practices, I also agreed to represent all other similarly situated current and former non-exempt employees of Defendant in the State of California and to obtain relief for the entire class. I agreed to consider the interests of the class just as I would consider my own interests.

10. When I agreed to represent other non-exempt employees of Defendant, I understood it was my duty to be readily available and to participate actively in this case. I knew that I would be required to review documents, search for documents and produce them to my attorneys, answer written interrogatories and questions, potentially answer oral questions and testify truthfully under oath, and be available to appear in Court, if necessary. I understood that I needed to maintain awareness of the status and progress of the lawsuit.

11. At that time, I also realized I was taking a significant amount of risk in filing class action claims against Defendant. For example, I understood I might be responsible for the payment of Defendant' court-awarded litigation costs in the event I did not prevail in the litigation. Even though I understood that such costs could be financially devastating to me personally, I still pressed forward with the litigation.

12. I also knew that if I decided to search for employment outside of working for Defendant, my name could easily be located on the Internet or through other searches and that any prospective employer may find out that I had sued my employer as a class representative.

13. Even though I knew I was taking risks, including losing at trial, I knew I had to do

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what I believed was right and pursue claims on behalf of myself and other workers and attempt to recover the wages and money owed to us.

14. Throughout the litigation I have been an active participant. I have provided my attorneys with documents and information used by them in the litigation. I have spent significant time and effort pursuing my claims and the claims of the other workers from the time I retained my attorneys to the present date.

15. Before the case was filed, I spent time locating documents. I also reviewed documents including my personnel file. I reviewed all documents that have been submitted on my behalf in this action including the notice to the LWDA and the complaint.

16. I authorized the filing of the class action lawsuit against Defendant in March of 2024 in San Bernardino County Superior Court.

17. I understood that as a named Plaintiff, a lot of work would be required of me, and I was willing to perform that work to assist my attorneys in bringing this lawsuit.

18. My attorneys informed me that Defendant agreed to participate in mediation to potentially resolve this case and it was scheduled for August 9, 2025. I worked with my attorneys to assist them in formulating questions to be asked to Defendant and identify which documents they should request to be produced in anticipation of mediation.

19. After my attorneys obtained documents from Defendant, I worked with them to explain the various terminology and to better understand the policies and practices of Defendant both as written and in practice.

20. I believed it was in the best interest to attempt to resolve this case early instead of engaging in additional costly and time-consuming litigation in court. I agreed to participate in a mediation session and spent time discussing the details of the case with my attorneys in preparation for the mediation. As part of the mediation preparation, I once again reviewed documents Defendant gave to my attorneys and provided them with details of my personal experience working with Defendant.

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SETTLEMENT

21. In August 2026 my attorneys promptly explained to me the status of the settlement negotiations and we discussed the terms of the settlement before accepting.

22. On August 21, 2026, I signed the Settlement Agreement to settle my claims against Defendant.

23. It is my opinion that the proposed class action settlement achieved is fair, adequate, and reasonable.

24. I have no conflicts of interest with other current or former non-exempt employees represented in this case.

25. I also feel my participation as the representative in this class action lawsuit could inhibit my ability to seek gainful employment in the future.

26. I estimate I have spent approximately 30-35 hours working with my lawyers, performing the various tasks described in this declaration, helping my attorneys prepare for mediation, and reviewing the Settlement Agreement, not only for my own benefit but for the benefit of all other class members.

27. To this date, I continue to regularly communicate with my attorneys about the progress of the case.

28. I am respectfully requesting the Court award me a $10,000 class representative service payment. I believe this amount is very reasonable considering the significant amount of work, time, and effort I have spent with my attorneys to achieve this settlement. The time and service I provided to the class resulted in the parties agreeing to settle the case and in a positive outcome to the entire class, who will receive a share of the settlement funds in this case.

29. I also believe the amount of the class representative service payment is very reasonable considering the financial and professional risks I took by bringing a class action lawsuit against my current employer, particularly in the tough job economy, and the risk of not prevailing in the lawsuit and being responsible for the payment of costs to Defendant.

30. As part of the settlement, I agreed to provide Defendant with a complete release of every possible claim against them rather than simply the release for wage and hour claims alleged in

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the complaint. I agreed to this additional release because it meant that the case could be resolved favorably.

31. I am committed to this case and will continue to make myself available as needed in the settlement process.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on 10 / 08 / 2026, in San Bernardino, California.



David Allen

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