

COHELAN KHOURY & SINGER

Isam C. Khoury (SBN 58759)

ikhoury@ckslaw.com

Michael D. Singer (SBN 115301)

msinger@ckslaw.com

Maggie K. Realin (SBN 263639)

mrealin@ckslaw.com

605 C Street, Suite 200

San Diego, CA 92101

Telephone: (619) 595-3001/Facsimile: (619) 595-3000

THE MARKHAM LAW FIRM

David R. Markham (SBN 71814)

dmarkham@markham-law.com

Lisa R. Brevard (SBN 323391)

lbrevard@markham-law.com

888 Prospect Street, Suite 200

La Jolla, CA 92037

Telephone: (619) 399-3995/Facsimile: (619) 615-2067

Attorneys for Plaintiff and the Putative Classes

Additional counsel on the following page

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF SANTA CLARA

ARTEM TOGONIDZE, on behalf of himself
and all others similarly situated,

Plaintiff,

v.

KLA CORPORATION, a California
Corporation; and DOES 1-50, inclusive.

Defendants.

CASE NO.: 24CV431363

Assigned to the Hon. Theodore C. Zayner

**DECLARATION OF ISAM C.
KHOURY IN SUPPORT OF
PLAINTIFF'S MOTION FOR
PRELIMINARY APPROVAL OF
CLASS ACTION SETTLEMENT**

HEARING INFO

Date: January 14, 2026

Time: 1:30 p.m.

Dept.: 19

UNITED EMPLOYEES LAW GROUP

Walter L. Haines (SBN 71075)

whaines@uelglaw.com

8605 Santa Monica Blvd., #63354

West Hollywood, CA 90069

Telephone: (562) 256-1047/Facsimile: (562) 256-1006

BOKHOUR LAW GROUP, P.C.

Mehrdad Bokhour, Esq., CA Bar No. 285256

mehrdad@bokhourlaw.com

1901 Avenue of the Stars, Suite 520

Los Angeles, California 90067

Tel: (310) 975-1493; Fax: (310) 675-0861

FALAKASSA LAW, P.C.

Joshua S. Falakassa, CA Bar No. 295045

josh@falakassalaw.com

1901 Avenue of the Stars, Suite 520

Los Angeles, California 90067

Tel: (818) 456-6168; Fax: (888) 505-0868

Attorneys for Plaintiff and the Putative Class

1 I, Isam C. Khoury, declare as follows:

2 1. I am a Founding Partner at the law firm of Cohelan Khoury & Singer, co-counsel
3 of record for Plaintiff Artem Togonidze (“Plaintiff”) in this action. I submit this declaration in
4 support of Plaintiff’s Motion for Preliminary Approval of Class and PAGA Representative
5 Action Settlement. The following facts are within my personal knowledge and if called to
6 testify I could and would competently testify to them.

7 2. I am a 1973 Hastings School of Law graduate and was admitted to the California
8 State Bar in 1974 and am admitted to practice in all state courts in California and in the all
9 federal courts in California, as well as the First Circuit Court of the State of Hawaii and the
10 United States Court of Appeals for Sixth Circuit.

11 3. In 1981, Timothy D. Cohelan and I formed Cohelan & Khoury, a Partnership of
12 Professional Law Corporations, and within a few years began to focus on class actions. Cohelan
13 & Khoury became Cohelan Khoury & Singer in 2009. Our firm represents plaintiffs in class and
14 representative action litigation, including wage and hour, labor and employment, antitrust,
15 consumer protection, construction defect and other public interest class and representative
16 actions.

17 4. I, along with Partner Diana M. Khoury, have been selected by our peers based on
18 ethics, experience and reputation as Super Lawyers in Civil Litigation by the Southern
19 California Super Lawyers Magazine for several years since 2012. Michael D. Singer, Managing
20 Partner, was named to the Daily Journal 2012, 2013, and 2018 list of Top California Labor and
21 Employment Attorneys and selected to the Southern California Super Lawyers in 2010, 2012-
22 2019. Mr. Singer was admitted as a fellow to the College of Labor and Employment Attorneys
23 in 2020. I am AV – Preeminent rated by Martindale-Hubbell, as are many attorneys in our firm.

24 5. Cohelan Khoury & Singer has been certified by the State Bar of California to
25 provide the Mandatory Continuing Legal Education activity entitled “Litigating California Class
26 Actions” and has conducted MCLE certified seminars on this topic. Senior Partner, Timothy D.
27 Cohelan, is the author of Cohelan on California Class Actions (1997-2025, updated annually),
28 part of Thomson Reuters Expert Series updated annually. Michael D. Singer is a contributing

author on the CEB publication California Wage and Hour Law: Compliance and Litigation (2010-2025 updated annually), in which he wrote the opening chapter overview on California Wage and Hour laws, including the public policy underpinnings for those laws, and the Private Attorneys General Act (“PAGA”) Claim chapter. He is also a contributing author to the CEB Practitioner (2020), including guidelines for oral argument and forms for PAGA litigation. Mr. Singer has served as a columnist for the California State Bar, Litigation Section on wage and hour litigation and has contributed articles on wage and hour and class action issues through the years to numerous California publications.

6. Prior to COVID-19, Mr. Singer typically lectured several times per year for continuing education courses on wage and hour and class action issues at events in San Diego, Orange County, Los Angeles, and San Francisco. For over twelve years, he has served as wage and hour amicus co-chair and liaison for the California Employment Lawyers Association, drafting, reviewing, and coordinating amicus filings on wage and hour issues in the California Supreme Court and Courts of Appeal. He has been engaged in the practice of labor and employment law since 2000, handling well over 300 wage and hour class and PAGA actions and several individual labor cases. He has litigated several types of employment actions, including complex ERISA employee welfare benefit plan cases, as well as wage and hour class actions before Federal and State Courts in California. In 2014, Mr. Singer tried a wage and hour class action involving claims for illegally deducted wages and unreimbursed expenses. *Dilts v Penske Logistics LLC, Inc.* Mr. Singer successfully appealed the trial court ruling in *Dilts* finding state laws preempted by the FAAAA for truck drivers. Mr. Singer has participated in over 50 appellate cases and argued writs and appeals before several California District Courts of Appeal, arguing for plaintiffs on rehearing in *Brinker International Inc. v. Superior Court* before the Fourth District Court of Appeal, as well as federal appeals in the Second, Third, and Ninth Circuit Courts of Appeals. In addition, Mr. Singer has drafted numerous appellate briefs as the appellant, respondent, or amicus curiae in employment class and individual actions. As co-Class Counsel in *Brinker Restaurant Corp. v. Superior Court* [formerly reported at (2008) 165 Cal.App.4th 25], Mr. Singer argued before the Fourth District Court of Appeal in May 2008

on transfer from the California Supreme Court, and co-authored the successful Petition for Review.

7. Partner Maggie Realin worked for a certified appellate law specialist in San Diego for five years. Subsequently, she was an associate at a San Diego consumer class action firm, where she represented consumers in class actions against large corporations, specifically in the area of deceptive food labeling. Ms. Realin then joined an employment class action firm in 2013, where she focused on representing employees in wage and hour class actions. On February 26, 2020, Ms. Realin was rated AV Preeminent by Martindale Hubbell. In 2024, Ms. Realin joined Cohelan Khoury & Singer, where her practice continues to focus on employee-side wage and hour class actions.

8. My firm has successfully tried class cases, obtained appellate reversals of class certification denials (*e.g. Hicks v. Kaufman and Broad*, (2001) 89 Cal.App.4th 908), and has certified multiple wage and hour class.

9. As a part of our overall firm philosophy lawyers perform community service and pro bono work. Firm volunteer work includes service through Legal Aid at Work, San Diego Volunteer Lawyer Program, the San Diego County Bar Foundation and Consumer Attorneys of San Diego. I am a past recipient of the Wiley W. Manuel Award for Pro Bono Service. Mr. Singer has served on the Legal Aid at Work Board of Directors since 2011. Mr. Cohelan served as the Chair of the San Diego Volunteer Lawyers Program from 2015-2018, and currently sits on the Board as past Chair. He completed 24 years of volunteer judicial service as a Judge Pro Tem of the San Diego Superior Court. Since admission to the California Bar, Partner Diana M. Khoury has been a member of the San Diego County Bar Association, Consumer Attorneys of San Diego, Consumer Attorneys of California, and American Association for Justice serving and chairing various committees through the years for these organizations. For six years from 2010 through 2015, Ms. Khoury served on the Board of Directors for Consumer Attorneys of San Diego. Since 2013, Ms. Khoury actively serves on the Board of Directors for the San Diego County Bar Foundation, the 501(c)(3) charitable arm of the San Diego County Bar Association providing access to justice to the underserved and impoverished in the San Diego County

1 region. Our firm's pro bono victories include a settlement which prohibits the City of San Diego
2 from targeting homeless people for illegal lodging tickets under Penal Code Section 467(j).
3 (*Spencer v. City of San Diego*, USDC Case No 04CV-2314 BEN (WMC).) The *Spencer*
4 settlement had the effect of increasing the number of available shelter beds in San Diego.

5 10. Cohelan Khoury & Singer has been certified Class Counsel in the following
6 contested proceedings: *Aguilar v. Atlantic Richfield, et al.*, San Diego County Superior Court
7 Case No. 00700810; *Andino v. Kaiser Foundation Hospitals*, Alameda County Superior Court
8 Case No. RG11580548; *Arellano, et al. v. Container Connection of Southern California, Inc.*,
9 Los Angeles County Superior Court Case No. BC500675; *BANK OF AMERICA WAGE AND*
10 *HOOR EMPLOYMENT PRACTICES LITIGATION*, United States District Court, District of
11 Kansas MDL Case No. 2138 (FLSA Condition Certification); *Czuchaj v. Conair Corporation*,
12 United States District Court, Southern District of California Case No. 13CV1901; *Dilts, et al. v.*
13 *Penske Logistics, L.L.C., et al.*, United States District Court, Southern District of California
14 Case No. 08CV0318; *Englert, et al. v. AT&T Wireless Services, Inc., et al.*, Circuit Court of the
15 Second Circuit, State of Hawaii Case No. 02-1-0074; *Evans v. Washington Mutual Bank*,
16 Orange County Superior Court Case No. 02CC15415; *Filion v. Ethan Allen Retail Inc.*, United
17 States District Court, Southern District of California Case No. 05CV2340; *Gerard v. Les*
18 *Schwab Tire Centers of California, Inc.*, Sacramento County Superior Court Case No. 2007-
19 30000003; *Grana, et al. v. PICO Enterprises, Inc. dba Phyle Inventory Control Specialist and*
20 *PICS*, Los Angeles County Superior Court Case No. BC472891; *Gutierrez v. Save Mart*
21 *Supermarkets*, San Mateo County Superior Court Case No. CIV530955; *Wilcox v Albertsons*,
22 San Diego County Superior Court Case No. GIC833922; *Gonzalez, et al. v. Freedom*
23 *Communications, Inc. d/b/a The Orange County Register*, Orange County Superior Court Case
24 No. 03CC08756; *Graham, et al. v. Overland Solutions, Inc.*, United States District Court,
25 Southern District of California Case No. 10CV0672 (FLSA Conditional Certification); *Hicks v.*
26 *Kaufman and Broad Home Corp.*, Los Angeles County Superior Court Case No. B198414;
27 *Hohnbaum, et al. v. Brinker Restaurant Corporation, et al.*, San Diego County Superior Court
28 Case No. GIC834348; *KEMP, et al. v. CSEA, et al.*, Circuit Court of the First Circuit, State of

Hawaii Case No. 98-3815-08; *LIBERTY MUTUAL OVERTIME CASES*, Los Angeles County Superior Court Case No. JCCP 4234; *Mitchell, et al. v. Acosta, Inc., dba Acosta Sales and Marketing Company*, United States District Court, Central District of California Case No.11CV07196 (FLSA Conditional Certification); *Santana v. Rady Children's Hospital-San Diego*, San Diego County Superior Court Case No. 37-2014-00022411; *Schaffer v. Rady Children's Hospital-San Diego*, San Diego County Superior Court Case No. 337-2015-00022978; *Schneider, et al. v. Catholic Healthcare West*, San Francisco County Superior Court Case No. CGC-10-506243; *Salucci v. Amada Senior Care, Inc.*, Orange County Superior Court Case No. 37-2015-00778081; *Smith v. California Pizza Kitchen*, San Diego County Superior Court Case No. 37-2008-00083992; STEROID HORMONE PRODUCT CASES, Los Angeles County Superior Court Case No. JCCP 4363; *Stevenson Aibangbee v. Victoria Apartments, et al.*, Los Angeles County Superior Court Case No. BC299498; *Swift v. Liebert Corp.*, Orange County Superior Court Case No. 00CC04588; *Sylvia, et al. v. Wells Fargo Home Mortgage, Inc.*, Orange County Superior Court Case No. 03CC05747; *Vaquero v. Ashley Furniture Industries, Inc., et al.*, United States District Court, Central District of California Case No. 12CV8590; *Vaquero v. Stoneledge Furniture LLC*, Los Angeles County Superior Court Case No. BC522676; *Vazquez v. Kraft Heinz Foods Company*, United States District Court, Southern District of California Case No. 16-CV-02749; *Watson v. Raytheon Company*, United States District Court, Southern District of California Case No. 10CV0634; and *Weigele v. FedEx Ground Package System, Inc.*, United States District Court, Southern District of California Case No. 06CV1330, among others, as well as being appointed Class Counsel in connection with well over 300 class action settlements.

11. As Class and PAGA Representative Counsel, Cohelan Khoury & Singer has actively commenced, prosecuted and concluded numerous state and federal class and representative actions. Since 2016, Cohelan Khoury & Singer has played a central role in the resolution of over 300 such cases, including the following, which have received court approval: (a) *Arellano, et al. v. Container Connection of Southern California, Inc.*, Los Angeles County Superior Court Case No. BC500675, Hon. Anne I. Jones; (b) *Castro v. Home Depot U.S.A.*,

1 *Inc.*, Los Angeles County Superior Court Case No. BC577885, Hon. Elihu M. Berle; (c)
2 *Czuchaj v. Conair Corporation*, United States District Court, Southern District of California
3 Case No. 13-CV-1901 BEN, Hon. Roger T. Benitez; (d) *Gardiner v. TSYs*, United States
4 District Court, Central District of California Case No. 18-cv-00415, Hon. David O. Carter; (e)
5 *Grana v. PICO Enterprises, Inc.*, Los Angeles County Superior Court Case No. BC472891,
6 Hon. Stephanie M. Bowick; (f) *Gutierrez v. Save Mart Supermarkets*, San Mateo County
7 Superior Court Case No. CIV530955, Hon. Marie S. Weiner; (g) *Hernandez v. Workforce*
8 *Enterprises WFE, Inc.*, Los Angeles County Superior Court Case No. BC590913, Hon. Elihu
9 M. Berle; (h) *Hicks v. Poway Academy of Hair Design, Inc.*, San Diego County Superior Court
10 Case No. 2014-00026517, Hon. Ronald L. Styn; (i) *Hubbard v. Caliber Home Loans, Inc.*,
11 Orange County Superior Court Case No. 2018-01017838; (j) *Klein v. Loomis Armored US,*
12 *LLC*, San Bernardino County Superior Court Case No. CIVDS1704547, Hon. David Cohn; (k)
13 *Laureano v. The Art of Shaving*, Los Angeles County Superior Court Case No. BC550093, Hon.
14 Amy D. Hogue; (l) *Lopez, et al. v. Management & Training Corporation, et al.*, United States
15 District Court, Southern District of California Case No. 17-CV-010624 JM, Hon. Jeffrey T.
16 Miller; (m) *Magdaleno v. Shelly Automotive, LLC*, Orange County Superior Court Case No.
17 2013-0043958, Hon. Kim. G. Dunning; (n) *McGrath, et al. v. Wyndham Resort Development*
18 *Corporation, et al.*, United States District Court, Southern District of California Case. No. 15-
19 CV-1631 JM, Hon. Jeffrey T. Miller; (o) *Mena v. Wolfgang Puck Catering*, Los Angeles
20 County Superior Court Case No. BC582743, Hon. John Shepard Wiley, Jr.; (p) *Morales v. The*
21 *Los Angeles Country Club*, Los Angeles County Superior Court Case No. BC566493, Hon.
22 William F. Highberger; (q) *Nijmeh v. Bon Appetit Management Company, Inc.*, Santa Clara
23 County Superior Court Case No. 16CV294127, Hon. Thomas E. Kuhnle; (r) *Plascencia v.*
24 *Aramark Services, Inc.*, Santa Clara County Superior Court Case No. 2015-1-CV-288310, Hon.
25 Brian C. Walsh; (s) *Plimpton v. Gordon Trucking, Inc.*, San Bernardino County Superior Court
26 Case No. CIVDS1511918, Hon. Donald Alvarez; (t) *Raya v. Amazon*, United States District
27 Court, Northern District of California Case No. 15-CV-02005 MMC, Hon. Maxine M. Chesney;
28 (u) *Rivas v. ESA Management*, United States District Court, Central District of California Case

No. 14-CV-5767, Hon. Dale S. Fischer; (v) *Rodriguez v Healthcare Partner Medical Group, Inc.*, Los Angeles County Superior Court Case No. BC541313, Hon. Kenneth Freeman; (w) *Ryan v. Dignity Health*, Sacramento County Superior Court Case No. 2013-00147371, Honorable Alan G. Perkins; (x) *Santana v. Rady Children's Hospital-San Diego*, San Diego County Superior Court Case No. 37-2014-00022411, Hon. Joel R. Wohlfeil; (y) *Schaffer v. Rady Children's Hospital-San Diego*, San Diego County Superior Court Case No. 337-2015-00022978; Hon. Joel R. Wohlfeil; (z) *Schneider v. Catholic Healthcare West*, San Francisco County Superior Court Case No. CGC-10-506243, Hon. Angela Bradstreet; (aa) *Schwartz v Bank of the West*, San Francisco County Superior Court Case No. CGC-14-538955, Hon. Harold E. Kahn; (bb) *Syed v. M.I. Swaco*, United States District Court, Eastern District of California, Case No. 12-CV-01718 DAD, Hon. Dale A. Drozd; (cc) *Vaquero, et al. v. Stoneledge Furniture, LLC*, Los Angeles County Superior Court Case No. BC522676, Hon. Elihu M. Berle; (dd) *Vazquez v. Kraft Heinz Foods Company*, United States District Court, Southern District of California Case No. 16-CV-02749, Hon. William Q. Hayes; (ee) *Walsh v. Cedars-Sinai Medical Center*, Los Angeles County Superior Court Case No. BC487290, Hon. William F. Highberger; among many others.

12. We are experienced and consider ourselves qualified to evaluate the claims and defenses in this Action, and support the efficient resolution of the claims in this matter for a \$4,100,000 Maximum Settlement Amount with Defendant KLA Corporation ("Defendant") for a group of approximately 904 current and former individuals employed by Defendant in California and classified as non-exempt employees from February 20, 2020 to June 13, 2025. ("Class Period").

13. The parties conducted sufficient informal discovery to evaluate the strengths and weaknesses of the claims and defenses. In preparation for mediation, Defendant provide a sampling of payroll and timekeeping records, number of individuals in the class, and other materials that were analyzed to create a damage model.

14. Members of my firm attended the mediation on February 13, 2025, with Daniel Turner, an experienced wage and hour neutral. After a full day and continued negotiations

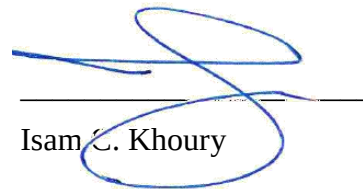
1 facilitated by Mr. Turner, an agreement in principle was reached. The Parties then negotiated
2 and drafted the proposed Settlement Agreement presented for preliminary approval.

3 15. As Cohelan Khoury & Singer has done since its entry into this matter, we will
4 continue to fulfill our responsibility to the Plaintiff and the members of the class.

5 16. My firm fully endorses the terms and conditions of the proposed Settlement and
6 have signed the Settlement Agreement. We respectfully request that the Court grant preliminary
7 approval of the Class and Representative Action Settlement, approve the proposed Class Notice,
8 and set a date to conduct the final approval hearing.

9 17. Cohelan Khoury & Singer and Plaintiff gave written contest to apportion fees
10 between Class Counsel as follows: 30% to the Bokhour Law Group, P.C.; 30% to Falakassa
11 Law, PC; 40% to Cohelan Khoury & Singer, The Markham Law Firm, and United Employees
12 Law Group (to be further divided 51% to Cohelan Khoury & Singer; 33% to United Employees
13 Law Group and 16% to The Markham Law Firm).

14 I declare under the penalty of perjury under the laws of the State of California that the
15 foregoing is true and correct and this declaration is executed on December 3, 2025 in San
16 Diego, California.

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Isam C. Khoury