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**IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN JOAQUIN**

RAMIRO PENALOZA JR. and PETER
FERRY, individually and on behalf of all
others similarly situated,

Plaintiffs,

v.

WWS ACQUISITION LLC., a Missouri
Limited Liability Company; and DOES 1
through 50, inclusive,

Defendants.

Case No.: STK-CV-UOE-2024-0004594

(Assigned to the Honorable Esmeralda
Zendejas, Dept. 11A)

**DECLARATION OF PETER FERRY IN
SUPPORT OF MOTION TO APPROVE
PAGA SETTLEMENT**

Hearing Date: September 9, 2024
Hearing Time: 9:30 a.m.

Action Filed: April 15, 2024
Trial Date: Not Set

1 I, Peter Ferry, declare:

2 1. I am a competent adult, I have personal knowledge of the facts in this declaration, and I
3 am making this declaration on behalf of myself, as a named plaintiff, and in support of the Motion to
4 Approve Private Attorneys General Act Settlement.

5 2. I worked in California as a non-exempt employee of Defendant WWS Acquisition LLC.
6 (“Defendant”) from September 2021 to October 2023.

7 3. I retained my attorneys who are experienced in PAGA representative action litigation
8 and claims against employers for violations of the California Labor Code. I have no personal
9 relationship or family ties to my attorneys or any officer of the Court. I am not aware of having any
10 actual or potential conflicts of interest with another aggrieved employee in this case, nor am I aware of
11 having any actual or potential conflicts of interest with Phoenix Settlement Administrators, the
12 settlement administrator.

13 4. I was subject to Defendant’s policies and practices that have been alleged as unlawful in
14 the Complaint and the PAGA notice sent to the Labor and Workforce Development Agency. For
15 example, I believe I did not receive all of my full 30-minute uninterrupted meal periods; I also did not
16 receive all uninterrupted rest periods, which I was entitled. I also did not receive the required premium
17 payments when owed. As another example, I believe many of my wage statements were inaccurate, and
18 that Defendant miscalculated my overtime and sick pay during certain pay periods. I was underpaid
19 during certain pay periods as a result. Additionally, I was required to use my personal cellular phone
20 for company business without reimbursement by Defendant. I was also required to purchase hard hats
21 and safety equipment to perform Defendant’s required job duties, without reimbursement. Additionally,
22 I was required to work off the clock at times, after hours for example, but I was not paid any wages for
23 this time I worked for the company.

24 5. In bringing this case for myself, the State of California, and the other employees, I
25 understood a lot of work would be required and I was willing to, and did, do the work to keep the case
26 moving forward. For instance, before the complaint was filed, I spoke to my attorneys several times
27 and discussed how Defendant implemented its company policies and procedures. I also assisted my
28 attorneys in their investigation into my claims by providing them documents and answering their

1 questions. I reviewed the complaint before it was filed and after it was filed, I was given access to an
2 electronic file sharing program that alerted me via email when important documents were filed so that I
3 could review them and keep up with the developments in the case. I was informed that the Defendant
4 had the right to take my deposition, and that the preparation and deposition itself could take multiple
5 days. Although my deposition was not taken, I feel I would have been adequately prepared and
6 comfortable to give testimony on my experiences.

7 6. My attorneys explained to me the risks and benefits of bringing a representative action.
8 I understood that I took on the risk, both professionally and financially, in pursuing the case as a
9 representative PAGA action.

10 7. A mediation took place on April 18, 2025, with Hon. Amy Hogue (Ret.), a well-
11 respected and experienced mediator. The mediation resulted in an agreement to settle the action. I
12 communicated with my attorneys regarding the terms of the settlement which was reached between the
13 parties and understood that the recovery in this case was for the benefit of my fellow coworkers, not
14 just for me, and therefore wanted the best possible result to be obtained for the aggrieved employees.

15 8. I have been actively involved with this lawsuit. Although I did not keep time records, I
16 was in regular contact with my attorneys, reviewed court filings, and spent a significant amount of time
17 on the issues presented during the lawsuit and in the settlement process. I estimate that I spent
18 approximately 30-40 hours working on this case up until this point.

19 9. I reviewed the final PAGA Settlement Agreement and I believe it is fair and reasonable
20 given the facts of the case.

21 10. I believe the \$10,000 Service Award I have requested is fair compensation for my
22 efforts in support of this action and the risks I undertook.

23 Executed on 08/21/2025, at Santa Rosa California
24 (city, state)

25
26 
27 Peter Ferry (Aug 21, 2025 19:44:20 PDT)
28 Peter Ferry