

1 **BIBIYAN LAW GROUP, P.C.**

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6 Attorneys for Plaintiff, COLLEEN DOVER,

on behalf of herself and all others similarly

7 situated and aggrieved

8
9 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

10 **FOR THE COUNTY OF LOS ANGELES**

11
12 COLLEEN DOVER, an individual and on
behalf of all others similarly situated,

13
14 Plaintiff,

15 v.

16 BNY INVESTMENT MANAGEMENT
17 SERVICES LLC., a Delaware limited liability
company; THE BANK OF NEW YORK
18 MELLON, a New York corporation; and
DOES 1 through 100, inclusive,

19
20 Defendants.
21

CASE NO.: 24STCV09140

[Assigned for all purposes to the Hon. Carolyn
B. Kuhl in Dept. 12]

**DECLARATION OF DAVID D. BIBIYAN
IN SUPPORT OF PLAINTIFF'S MOTION
FOR PRELIMINARY APPROVAL OF
CLASS AND REPRESENTATIVE
ACTION SETTLEMENT AND
PROVISIONAL CLASS
CERTIFICATION FOR SETTLEMENT
PURPOSES ONLY**

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1 including, in December 15, an article entitled: “PAGA: What’s Gone, What’s Left and What’s
2 Next.” I have also been a quoted source in multiple other publications, including in article
3 published by Bloomberg Law dated November 1, 2023 entitled: “Adidas, Home Depot Sued in
4 Test Cases on Job Ad Pay Transparency.”

5 9. My firm has the experience, resources, and means necessary to allow us to provide
6 adequate representation as Class Counsel to all class members in this litigation. With
7 approximately 30 attorneys, as well as supporting staff consisting of paralegals and legal
8 assistants, my office has the capacity to represent hundreds of thousands of class members, bring
9 forth efficient resolution of class actions and PAGA actions, engage in complex litigation, file
10 contested motions for class certification, and engage in trial practice.

11 10. My office has filed contested motions for class certification in the past and have
12 been appointed Class Counsel by the Superior Court of California in the past for purposes of
13 certifying a class for settlement purposes. Some examples of Actions in which I was appointed
14 Class Counsel include:

15 • *Santoyo v. Consolidated Foundries, Inc.*, Case No. BC612298, California Superior
16 Court, County of Los Angeles, Honorable Judge Ann I. Jones, presiding;

17 • *Arendsdorff v. Stanley Steamer International, Inc.*, Case No. BC681368, California
18 Superior Court, County of Los Angeles, Honorable Yvette M. Palazuelos, presiding;

19 • *Barreto v. Don Roberto Jewelers, Inc.*, Case No. BC495451, California Superior Court,
20 County of Los Angeles, Honorable Ann I. Jones, presiding;

21 • *Junior Amilcar Laguna Gonzalez v. Takaaki Koyama*, Case No. BC641998, Los Angeles
22 Superior Court, Honorable Elihu M. Berle, presiding;

23 • *Rios v. Nongshim America, Inc.*, Case No. CIVDS1807390, California Superior Court,
24 County of San Bernardino, Honorable David S. Cohn, presiding;

25 • *Stoddard v. Molded Fiber Glass – West*, Case No. 1517758, California Superior Court,
26 County of San Bernardino, Honorable David S. Cohn, presiding;

27 • *Mata v. Sahara Scaffold, Inc.*, Case No. CIVDS1810785, California Superior Court,
28 County of San Bernardino, Honorable David S. Cohn, presiding;

1 • *Carrasco v. Pure Dental Solutions*, Case No. BC645995, Los Angeles Superior Court,
2 Honorable Kenneth R. Freeman, presiding;
3 • *Gonzalez v. Gochez, et al.*, Case No. BC648729, Los Angeles Superior Court, Honorable
4 Maren Nelson, presiding;
5 • *Montoya v. Superior Paving Co.*, Case No. CIVDS1833422, County of San Bernardino,
6 Honorable David S. Cohn, presiding;
7 • *Lopez v. Norred & Associates, Inc.*, Case No. CIVDS1824109, California Superior
8 Court, County of San Bernardino, David S. Cohn, presiding;
9 • *Noyola v. Lacren, LLC*, Case No. BC717024, California Superior Court, County of Los
10 Angeles, Hon. Anthony Mohr, presiding;
11 • *Luciano, et al. v. O'Tasty Foods, Inc., et al.*, Case No. BC711988, California Superior
12 Court, County of Los Angeles, Honorable Maren Nelson, presiding;
13 • *Gordon v. Hospice Source, LLC*, Case No. 34-2018-00250022-CU-OE-GDS, California
14 Superior Court, County of Sacramento, Honorable Christopher E. Krueger, presiding;
15 • *Barragan v. Refrigeration Supplies Distributor*, Case No. 19STCV09312, California
16 Superior Court, County of Los Angeles, Honorable Carolyn B. Kuhl, presiding;
17 • *Ramirez v. Acre Gourmet, Inc.*, Case No. CGC-19-575117, California Superior Court,
18 County of San Francisco, Honorable Andrew Y.S. Cheng, presiding;
19 • *Villafuerte v. Bay Alarm Company*, Case No. BC689110, California Superior Court,
20 County of Los Angeles, Honorable Amy D. Hogue, presiding;
21 • *Cazares v. Areas USA LAX, LLC*, Case No. 19STCV08209, California Superior Court,
22 County of Los Angeles, Honorable Carolyn B. Kuhl, presiding;
23 • *Magana v. Castlerock Environmental, Inc., et al.*, Case No. 19STCV38353, California
24 Superior Court, County of Los Angeles, Honorable Ann I. Jones, presiding;
25 • *Chilel v. Sushi California, Inc.*, Case No. 19STCV08209, California Superior Court,
26 County of Los Angeles, Honorable Ann I. Jones, presiding;
27 • *Malone v. Orange Courier, Inc., et al.*, Case No. 30-2016-00763474, California Superior
28 Court, County of Orange, Honorable Glenda Sanders, presiding;

1 • *Rivera v. Talamo Food Services, Inc.*, Case No. 19CV355856, California Superior Court,
2 County of Santa Clara, Honorable Patricia M. Lucas, presiding;
3 • *Olguin v. Cal Central Harvesting, Inc.*, Case No. 18CV03860, California Superior Court,
4 County of Santa Barbara, Honorable James F. Rigali, presiding;
5 • *Pence v. Sober Living by the Sea, Inc.*, Case No. 2018-00988742, California Superior
6 Court, County of Orange, Honorable Randall J. Sherman, presiding;
7 • *Franco v. Vincent Rags, Inc.*, Case No. 20STCV07768, California Superior Court,
8 County of Los Angeles, Honorable Ann I. Jones, presiding;
9 • *Cabral v. Miller Castings, Inc.*, Case No. 19STCV39556, California Superior Court,
10 County of Los Angeles, Honorable Carolyn B. Kuhl, presiding;
11 • *Bolanos v. Texas Roadhouse, Inc.*, Case No. 19STCV39556, California Superior Court,
12 County of Los Angeles, Honorable Sunshine Sykes, presiding;
13 • *Rodriguez v. Scott A. Humphreys, Inc.*, Case No. 30-2021-01184556-CU-OE-CXC,
14 California Superior Court, County of Ventura, Honorable Matthew P. Guasco, presiding; and
15 • *Torres v. Primal Pet Foods, Inc.* Case No. FCS054783, California Superior Court,
16 County of Solano, Honorable Wendy G. Getty, presiding;
17 • *Hanson v. Zapata Nuccio, Inc.*, Case No. 20STCV28951, California Superior Court,
18 County of Los Angeles, Honorable Elihu M. Berle, presiding;
19 • *Molina v. Avibank Mfg, Inc.*, Case No. 20STCV03910, California Superior Court,
20 County of Los Angeles, Honorable John P. Doyle, presiding;
21 • *Cetina v. Lawry's Restaurants, Inc.*, Case No. 19STCV05201, California Superior Court,
22 County of Los Angeles, Honorable Amy D. Hogue, presiding;
23 • *Luna v. Pronto California General Agency, LLC*, Case No. 19STCV39951, California
24 Superior Court, County of Los Angeles, Honorable Elihu M. Berle, presiding;
25 • *Alvarez v. Kazak-Mars, Inc.*, Case No. 20STCV42587, California Superior Court,
26 County of Los Angeles, Honorable Elihu M. Berle, presiding;
27 • *Noe v. My Pillow, Inc.* Case No. CIVDS 2011360, California Superior Court, County of
28 San Bernardino, Honorable David Cohn, presiding;

1 • *Nunez v. 2751 West Coast Acquisition Company*, Case No. 30-2020-01145215-CU-
2 OE-CXC, California Superior Court, County, County of Orange, Honorable Randall J. Sherman,
3 Presiding;
4 • *Smith v. McMillen Enterprises, Inc.*, Case No. CV-20-002938, California Superior Court,
5 County of Stanislaus, Honorable John R. Mayne, presiding;
6 • *Turner v. Plant Prefab Inc., et al.*, Case No. CIVDS2017517, California Superior Court,
7 County of San Bernardino, Honorable David Cohn, presiding;
8 • *Duran v. Fresh Select, LLC*, Case No. VCU284892, California Superior Court, County
9 of Tulare, Honorable Bret Hillman, presiding;
10 • *Reynoso, et al. v. Cream of the Crop AG Service, Inc.*, Case No. VCU278847, California
11 Superior Court, County of Tulare, Honorable Bret Hillman, presiding;
12 • *Michel v. Universal Waste Systems, Inc.*, Case No. 19STCV46181, California Superior
13 Court, County of Los Angeles, Honorable David S. Cunningham presiding;
14 • *Jungers v. U.S. Borax Inc., et al.*, Case No. BCV-21-10003, California Superior Court,
15 County of Kern, Honorable Bernard C. Barmann Jr. presiding;
16 • *Fortune v. Amoroso Limited Partnership, et al.*, Case No. 20STCV25874, California
17 Superior Court, County of Los Angeles, Honorable Carolyn Kuhl presiding;
18 • *Montoya, et al. v. Remo, Inc.* Case No. 20STCV34614, California Superior Court,
19 County of Los Angeles, Honorable Maren Nelson presiding;
20 • *Rincon, et al. v. New-Indy Tripaq, LLC, et al.* Case No. 20STCV17118, California
21 Superior Court, County of Los Angeles, Honorable Maren Nelson presiding;
22 • *De Leon, et al. v. Wismettac Asian Foods, Inc.* Case No. 19STCV18172, California
23 Superior Court, County of Los Angeles, Honorable Elihu M. Berle presiding;
24 • *Tapia v. Mercer Foods, Inc.* Case No. CV-21-000020, California Superior Court,
25 County of Stanislaus, Honorable Sonny S. Sandhu presiding;
26 • *Molina v. Reser's Fine Foods, Inc.* Case No. 37-2021-00013052-CU-OECTL, California
27 Superior Court, County of San Diego, Honorable Eddie C. Sturgeon presiding;
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1 • *Reyes v. Imperial Sprinkler Supply, Inc.* Case No. 30-2020-01167748-CU-OE-CXC,
2 California Superior Court, County of Los Angeles, Honorable Peter Wilson presiding;
3 • *Zavala, et al. v. PLS Check Cashers, Inc.* Case No. 20STCV42586, California Superior
4 Court, County of Los Angeles, Honorable Elihu M. Berle presiding;
5 • *Paz v. Hill Brothers Chemical Company.* Case No. 20STCV48279, California Superior
6 Court, County of Los Angeles, Honorable Carolyn B. Kuhl presiding;
7 • *Garcia v. Inwesco Incorporated.* Case No. 20STCV46833, California Superior Court,
8 County of Los Angeles, Honorable Carolyn B. Kuhl presiding;
9 • *Guevara v. J&K Culver, LLC, et al.* Case No. 19STCV39951, California Superior Court,
10 County of Los Angeles, Honorable Elihu M. Berle presiding;
11 • *Hamilton v. Michael Kors Stores, Inc. et al.,* Case No. 19STCV37061, California
12 Superior Court, County of Los Angeles, Honorable Yvette M. Palazuelos presiding;
13 • *Arzooian v. A&M Administration, LLC, et al.* Case No. 21STCV05576, California
14 Superior Court, County of Los Angeles, Honorable Yvette M. Palazuelos presiding;
15 • *Santos, et al. v. Maruzen of America, Inc.,* Case No. 19STCV37662, California Superior
16 Court, County of Los Angeles, Honorable Kenneth R. Freeman presiding;
17 • *Schaffino v. M.O. Dion & Sons., Inc., et al.,* Case No. 20STCV38023, California Superior
18 Court, County of Los Angeles, Honorable Gail Killefer presiding;
19 • *Moreno v. Santa Paula Post Acute, LLC, et al.* Case No. 21STCV12533, California
20 Superior Court, County of Los Angeles, Honorable Carolyn Kuhl presiding;
21 • *Singer v. Desert Area Resources and Training,* Case No. BCV-21-101093, California
22 Superior Court, County of Kern, Honorable Thomas S. Clark presiding;
23 • *Clarizio v. Guard-Systems, Inc.,* Case No. 21STCV28667, California Superior Court,
24 County of Los Angeles, Honorable Armen Tamzarian presiding;
25 • *Guzman v. Freschco Painters, Inc.,* Case No. 21STCV04683, California Superior Court,
26 County of Los Angeles, Honorable Lawrence P. Riff presiding;
27 • *Koutny v. PAE Aviation and Technical Services, LLC,* Case No. 21C-0106, California
28 Superior Court, County of Kings, Honorable Melissa R. D’Morias presiding;

1 • *Rodriguez v. Pacifica Trucks, LLC*, Case No. 20STCV37576, California Superior Court,
2 County of Los Angeles, Honorable Stuart Rice presiding;
3 • *Ramos v. AEGIS Treatment Centers, LLC*, Case No. 20STCV41429, California Superior
4 Court, County of Los Angeles, Honorable Carolyn B. Kuhl presiding;
5 • *Valdez v. Integrated Building Services, Inc.* Case No. 20STCV37793, California Superior
6 Court, County of Los Angeles, Honorable Elihu M. Berle presiding;
7 • *Harris v. America One Security, Inc.* Case No. 21STCV01399, California Superior Court,
8 County of Los Angeles, Honorable Lawrence P. Riff presiding;
9 • *Moreno v. M&J Seafood Company, Inc.* Case No. 22STCV03341, California Superior
10 Court, County of Los Angeles, Honorable William F. Highberger presiding;
11 • *Corrales v. Q&B Foods, Inc.* Case No. 20STCV40885, California Superior Court,
12 County of Los Angeles, Honorable Elihu Berle presiding;
13 • *Arteaga v. Demolition Specialist, Inc.* Case No. RIC2001133, California Superior Court,
14 County of Riverside, Honorable Harold Hopp presiding;
15 • *Vigil, et al. v. Capstone Turbine Corporation*, Case No. 20STCV32123, California
16 Superior Court, County of Los Angeles, Honorable Lawrence P. Riff presiding;
17 • *Ramirez v. Sea-Win, Inc.* Case No. 21STCV22026, California Superior Court, County of
18 Los Angeles, Honorable Lawrence P. Riff presiding;
19 • *Ortega Chavez v. Winpak Lane, Inc.* Case No. CIVSB2207313, California Superior
20 Court, County of San Bernardino, Honorable Jessica Morgan presiding;
21 • *Garcia v. American Licorice Company.* Case No. RG21107049, California Superior
22 Court, County of Alameda, Honorable Brad Seligman presiding;
23 • *Madrono v. Vitale Nursing, Inc, et al.*, Case No. 21STCV09845, California Superior
24 Court, County of Los Angeles, Honorable Lawrence P. Riff presiding; and
25 • *Orellana v. Advanced Building Maintenance.* Case No. 34-2020-00286791-CU-OE-
26 GDS, California Superior Court, County of Sacramento, Honorable Jill Talley presiding.
27 • *Aguilar v. Bioness, Inc., et al.*, Case No. 21STCV41702, California Superior Court,
28 County of Los Angeles, Honorable Lawrence P. Riff presiding;

1 • *Antoine v. Pinky Beverly Hills, LLC., et al. Case No. 19STCV44856*, California Superior
2 Court, County of Los Angeles, Honorable Lawrence P. Riff presiding;
3 • *Phambui v. Fashion Marketing and Merchandising Group, Inc., et al. Case No.*
4 *21STCV06634*, Superior Court, County of Los Angeles, Honorable Stuart M. Rice presiding;
5 • *Ortega Chavez v. Winpak Lane, Inc., et al. Case No. CIVSB2202274*, California Superior
6 Court, County of San Bernardino, Honorable Jessica Morgan presiding;
7 • *Carrasco v O.H. Barkhordar D.D.S., Inc., et al. Case No. 22STCV21188*, California
8 Superior Court, County of Los Angeles, Honorable Lawrence Riff presiding;
9 • *Correia v. Gallo Glass Company, et al. Case No. CV-21-006459*, California Superior
10 Court, County of Stanislaus, Honorable Sonny S. Sandhu presiding;
11 • *Davis v. Beeline Import and Services, LLC, et al. Case No. CIVSB2119287*, California
12 Superior Court, County of San Bernardino, Honorable David Cohn presiding;
13 • *Angel Lopez v Innovative Coatings Technology Corporation dba Incotec, et al. Case No.*
14 *30-2020-01173245-CU-OE-CXC*, California Superior Court, County of Orange, Honorable Lon
15 Hurwitz presiding;
16 • *Lopez v UPM, Inc., et al. Case No. 20STCV36695*, California Superior Court, County of
17 Los Angeles, Honorable Lawrence P. Riff presiding;
18 • *Moreno v. Infiniti Group LLC., et al. Case No. CIVSB2223551*, California Superior
19 Court, County of San Bernardino, Honorable Joseph T. Ortiz presiding;
20 • *Kelley v. Applus Technologies, Inc., et al. Case No. CIVSB2204889*, California Superior
21 Court, County of San Bernardino, honorable Jessica Morgan presiding;
22 • *Hernandez v Bromley Foods, Inc., et al. Case No. 56-2021-00561326-CU-OE-VTA*,
23 California Superior Court, County of Ventura, Honorable Henr Walsh presiding;
24 • *Heredia v. Alan Smith Pool Plastering, Inc., et al. Case No. 30-2020-01163609-CU-OE-*
25 *CXC*, California Superior Court, County of Orange, Honorable Randall J. Sherman presiding;
26 • *Martinez Guzman v Freshco Painters Inc., et al. Case No. 21STCV04683*, California
27 Superior Court, County of Los Angeles, Honorable Lawrence P. Riff presiding;
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1 • *Gomez Mireles v. USG Ceilings Plus, LLC., et al.* Case No. 21STCV45606, California
2 Superior Court, County of Los Angeles, Honorable Elihu M. Berle presiding;
3 • *Garzon v. Mobile Hi-Tech Wheels, LLC., et al.,* Case No. 21STCV15396, California
4 Superior Court, County of Los Angeles, Honorable Carolyn B. Kuhl presiding;
5 • *Dethrasavong v. ASI Computer Technologies, Inc., et al.* Case No. 20STCV32312,
6 California Superior Court, County of Contra Costa, Honorable Kenneth R. Freeman presiding;
7 • *Lopez v. Waldorf Astoria Management LLC., et al.* Case No. 20STCV17212, California
8 Superior Court, County of Los Angeles, Honorable Maren Nelson presiding;
9 • *Viveros v. Mission Produce, Inc., et al.* Case No. 20STCV15737, California Superior
10 Court, County of Los Angeles, Honorable Kenneth R. Freeman presiding;
11 • *Flores v. United Maintenance Company, Inc., et al.* Case No. 21STCV07008, California
12 Superior Court, County of Los Angeles, Honorable Carolyn B. Kuhl presiding;
13 • *Blandi v. Francesca Restaurant, LLC., et al.* Case No. 37-2022-00049034-CU-OE-CTL,
14 California Superior Court, County of San Diego, Honorable Marcella O. McLaughling presiding;
15 • *Lopez Cabrera v. South Valley Almond Company, LLC, et al.* Case No. BCV-2-100722,
16 California Superior Court, County of Kern, Honorable Bernard C. Barmann, Jr. presiding;
17 • Guillermo Cruz v. Alma Family Serives, et al. Case No. 21STCV18156, California
18 Superior Court, County of Los Angeles, Honorable Elihu M. Berle presiding;
19 • *Davood v. NKSFB, LLC, et al.* Case No. 22STCV17305, California Superior Court,
20 County of Los Angeles, Honorable Christopher K. Lui presiding;
21 • *Ferrer v. Ineos USA, LLC., et al.,* Case No. 21STCV28076, California Superior Court,
22 County of Los Angeles, Honorable Elihu M. Berle presiding;
23 • *Portillo Sanchez v. Paragon Services Janitorial Orange County, LLC, et al.* Case No.
24 20STCV38562, California Superior Court, County of Los Angeles, Honorable William F.
25 Highberger presiding;
26 • *Trigueros Garcia v. Highland Plastics, Inc., et al.,* Case No. CVRI2202836, California
27 Superior Court, County of Riverside, Honorable Harold Hopp presiding;
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1 • *Magana Ramirez v. 360 Support Services, et al.* Case No. 22STCV20456, California
2 Superior Court, County of Los Angeles, Honorable Lawrence P. Riff presiding;
3 • *Morales v. Baldy's Restaurant Group, LLC., et al.* Case No. 20STCV36535, California
4 Superior Court, County of Los Angeles, Honorable Kenneth R. Freeman presiding;
5 • *Gonzales v. El Monte Rents, Inc., et al.* Case No. 21STCV10209, California Superior
6 Court, County of Los Angeles, Honorable Stuart M. Rice presiding;
7 • *Gonzalez v. Total Education Solutions, Inc., et al.* Case No. 20STCV37984, California
8 Superior Court, County of Los Angeles, Honorable Maren Nelson presiding;
9 • *Helaire v. Smithfield Packaged Meats Corp, et al.* Case No. JCCP5244, California
10 Superior Court, County of San Bernardino, Honorable Jessica Morgan presiding;
11 *Hernandez v. Central Valley Recovery Services, et al.* Case No. VCU290220, California Superior Court, County
12 of Tulare, Honorable Brett Hillman presiding;
13 • *Hernandez v. SC Commercial, LLC, et al.* Case No. 30-2020-01166961-CU-OE-CXC,
14 California Superior Court, County of Orange, Honorable Lon Hurwitz presiding;
15 • *Hines v. Constellis Integrated Risk Management Services, et al.* Case No.
16 20STCV26962, California Superior Court, County of Los Angeles, Honorable Christopher K. Lui
17 presiding;
18 • *Moya v. Valassis Direct Mail, Inc., et al.* Case No. 21STCV09412, California Superior
19 Court, County of Los Angeles, Honorable Stuart Rice presiding;
20 • *Jordan v. The Martin-Brower Company, LLC, et al.,* Case No. 21STCV41435, California
21 Superior Court, County of Los Angeles, honorable Stuart Rice presiding;
22 • *Juarez v. Calmet Services, Inc., et al.* Case No. 21STCV33668, California Superior
23 Court, County of Los Angeles, Honorable Kenneth R. Freeman presiding;
24 • *Mcintosh v. WWL Vehicle Services Americas Inc., et al.* Case No. 56-2022-00562544-
25 CU-OE-VTA, California Superior Court, County of Ventura, Honorable Benjamin Coats
26 presiding;
27 • *Mendoza v. Amusement Industry, Inc., et al.* Case No. 21STCV09790, California
28 Superior Court, County of Los Angeles, Honorable Carolyn B. Kuhl presiding;

1 • *Moore v. Dnata US Inflight Catering LLC, et al.* Case No. CGC-20-586512, California
2 Superior Court, County of San Francisco, Honorable Curtis Karnow presiding;
3 • *Peterson v. Sorenson Engineering, Inc., et al.* Case No. CIVDS2023994, California
4 Superior Court, County of San Bernardino, Honorable David Cohn presiding;
5 • *Torres v. Laurel Avenue, LLC, et al.* Case No. CIVSB2202708, California Superior
6 Court, County of San Bernardino, Honorable David Cohn presiding;
7 • *Nunley v. Cardinal Logistics Management Corporation et al.* Case No. CIVSB2210430,
8 California Superior Court, County of San Bernardino, Honorable Joseph T. Ortiz presiding;
9 • *Pastrana v. National Sign & Marketing Corporation et al.* Case No. CIVSB2118749,
10 California Superior Court, County of San Bernardino, Honorable David Cohn presiding;
11 • *Pineda v. Grand Life, Inc., et al.* Case No. 21STCV28066, California Superior Court,
12 County of Los Angeles, Honorable Elihu M. Berle presiding;
13 • *Pattingale v. Laird Family Estate, LLC et al.* Case No. 22CV000048, California Superior
14 Court, County of Napa, Honorable Cynthia P. Smith presiding;
15 • *Ramirez v. Sea Win, Inc., et al.* Case No. 21STCV22026, California Superior Court,
16 County of Los Angeles, Honorable Lawrence P. Riff presiding;
17 • *Reategui v. Cal Building & Maintenance Industries, Inc.,* Case No. 20STCV39648,
18 California Superior Court, County of Los Angeles, Honorable William F. Highberger presiding;
19 • *Rodriguez v. ACRA Aerospace, LLC, et al.* Case No. 30-2020-01171360-CU-OE-CXC,
20 California Superior Court, County of Orange, Honorable Randall J. Sherman presiding;
21 • *Rodriguez v. Ultra Pro International LLC, et al.* Case No. 21STCV11250, California
22 Superior Court, County of Los Angeles, Honorable Elihu M. Berle presiding;
23 • *Ruiz v. Kleen Harvest, Inc., et al.* Case No. 21CV002319, California Superior Court,
24 County of Monterey, Honorable Thomas W. Wills presiding;
25 • *Roberto Ruiz v. Protech Delivery and Installation et al.* Case No. 21STCV07001,
26 California Superior Court, County of Los Angeles, Honorable Stuart M. Rice presiding;
27 • *Russell v. CIMC Reefer Trailer, Inc., et al.* Case No. RIC2001777, California Superior
28 Court, County of Riverside, Honorable Harld Hopp presiding;

1 • *Russell v. Staffmark Investment LLC, et al.* Case No. CVRI12103921, California
2 Superior Court, County of Riverside, Honorable Harold Hopp presiding;
3 • *Quintanilla et al. v. Chrome Hearts LLC, et al.* Case No. 21STCV43180, California
4 Superior Court, County of Los Angeles, Honorable Elihu B. Berle presiding;
5 • *Taat v. Acell, Inc., et al.* Case No. 37-2022-00005437-CU-OE-CTL, California Superior
6 Court, County of San Diego, Honorable Matthew C. Braner presiding;
7 • *Todd v. Motivate, LLC, et al.* Case No. CGC-23-605052, California Superior Court,
8 County of San Francisco, Honorable Anne- Christine Massullo presiding;
9 • *Turner Sr., v. The Sidewalk Café, Inc., et al.* Case No. 21STCV10154, California
10 Superior Court, County of Los Angeles, Honorable William F. Highberger presiding;
11 • *Vargas-Flores v. Harbor Bay Club, Inc., et al.* Case No. 21CV002396, California
12 Superior Court, County of Alameda, Honorable Michael Markman presiding;
13 • *Vasquez v. Liquid Technologies, Inc., et al.* Case No. CIVDS2023892, California
14 Superior Court, County of San Bernardino, Honorable Joseph Ortiz presiding;
15 • *Vasquez et al. v. Kingswood LLC, et al.,* Case No. 20STCV32123, California Superior
16 Court, County of Los Angeles, Honorable Lawrence P. Riff presiding;
17 • *Sandoval Villafana v. Satco, Inc., et al.* Case No. 21STCV17085, California Superior
18 Court, County of Los Angeles, Honorable Yvette M. Palazuelos presiding;
19 • *Williams v. Marrs Services, Inc., et al.* Case No. 21STCV23775, California Superior
20 Court, County of Los Angeles, Honorable Stuart M. Stuart presiding;
21 • *Low v. Triple Canopy, Inc., et al.* Case No. 37-2023-0007078-CU-OE-CTL, California
22 Superior Court, County of San Diego, Honorable Carolyn Caietti presiding;
23 • *Camacho v. Premium Electric Corp, et al.* Case No. 22STCV26878, California Superior
24 Court, County of Los Angeles, Honorable David S. Cunningham presiding;
25 • *Lopez v. Bachem Americas, Inc., et al.* Case No. 23STCV04258, California Superior
26 Court, County of Los Angeles, Honorable Laura Seigle presiding;
27 • *Mendoza Cendejas v. E. & J. Gallo Winery, et al.* Case No. CV-22-005396, California
28 Superior Court, County of Stanislaus, Honorable Sonny S. Sandhu presiding;

1 • *Romero v. Armstrong Installation Service, et al.* Case No. 22CV022519, California
2 Superior Court, County of Alameda, Honorable Noel Wise presiding;

3 • *Perez v. D&G Restaurants, LLC, et al.* Case No. 30-2021-01209638-CU-OE-CXC,
4 California Superior Court, County of Orange, Honorable Peter Wilson presiding;

5 • *Sarmiento, et al. v. Neil Jones Food Company* Case No. 21CECG03825, California
6 Superior Court, County of Fresno, Hon. Kristi Culver Kapetan presiding; and

7 • *Garcia v. Nature Fresh Farms, LLC, et al.* Case No. ECU001961, California Superior
8 Court, County of Imperial, Honorable Jeffery B. Jones presiding.

9 11. I have also settled matters on a “PAGA Only” basis for aggrieved employees in the
10 past, including in:

11 • *Flores v. Delta Apparel, Inc.*, Case No. BC641499, California Superior Court, County
12 of Los Angeles, Honorable Daniel J. Buckley, presiding;

13 • *Segura v. CJ Foods Service Holdings USA, LLC*, Case No. 19STCV24918, California
14 Superior Court, County of Los Angeles, Honorable Maureen Duffy-Lewis, presiding;

15 • *Sierra v. Nexem-Allied, LLC*, Case No. 20STCV11281, California Superior Court,
16 County of Los Angeles, Honorable Randolph M. Hammock, presiding;

17 • *Nodal v. Sodexo, Inc.*, Case No. 20STCV40601, California Superior Court, County of
18 Los Angeles, Honorable Lawrence Riff, presiding; and

19 • *Cooper v. Lucas Health Partners*, Case No. 20STCV20050, California Superior Court,
20 County of Los Angeles, Honorable Maren Nelson, presiding;

21 • *Herrera v. Greystar Management, LP, et al.*, Case No. 37-2020-00009672-CU-OE-CTL,
22 California Superior Court, County of San Diego, Honorable Carolyn Caietti, presiding;

23 • *Slater v. Jo-Ann Stores, LLC.*, Case No. 21STCV18454, California Superior Court,
24 County of Los Angeles, Honorable Maurice A. Leiter, presiding;

25 • *Bolanos v. Canoga Park Heating & Air Conditioning, Co., Inc.*, Case No. 21STCV12674,
26 California Superior Court, County of Los Angeles, Honorable Yolanda Orozco, presiding;

27 • *Granados v. Cosmetic Ideas, Inc.* Case No. 21STCV10797, California Superior Court,
28 County of Los Angeles, Honorable Richard L. Fruin, presiding;

1 • *Ruano v. DPC Woodwork, Inc.* Case No. 21STCV00408, California Superior Court,
2 County of Los Angeles, Honorable Jon R. Takasugi presiding;
3 • *Hardy v. Texas Roadhouse Management Corp., et al.* Case No. CIVSB2222259,
4 California Superior Court, County of San Bernardino, Honorable Jessica Morgan presiding;
5 • *Iraheta v Legacy Farmers, Inc., et al.* Case No. MSC21-00762, California Superior
6 Court, County of Los Angeles, Honorable Charles S. Treat presiding;
7 • *Landin v Central Janitors' Supply Co., Inc., et al.* Case No. CV-21-006391, California
8 Superior Court, County of Stanislaus, Honorable Sonny S. Sandhu presiding;
9 • *Bailey v. Cannon Constructors, et al.* Case No. 21STCV38274, California Superior
10 Court, County of Los Angeles, Honorable Carolyn Kuhl presiding;
11 • *Johns, et al. v. Whelan Security of California, Inc., et al.* Case No. 22STCV68687,
12 California Superior Court, County of Los Angeles, Honorable Laura Seigle presiding;
13 • *Carrion v. Clutter, Inc., et al.* Case No. 23STCV06709, California Superior Court,
14 County of Los Angeles, Honorable Kerry Bensinger presiding;
15 • *Delia v. The Irvine Company, LLC, et al.* Case No. 30-2019-01050823-CU-OE-CXC,
16 California Superior Court, County of Orange, Honorable William D. Claster presiding;
17 • *Landin v. Central Janitor's Supply Co., Inc., et al.* Case No. CV-21-006391, California
18 Superior Court, County of Stanislaus, Honorable Sonny S. Sandhu presiding;
19 • *German Vaca et al., v. California Pizza Kitchen, Inc., et al.* Case No. 30-2022-01278828-
20 CU-OE-CXC, California Superior Court, County of Orange, Honorable Randall Sherman
21 presiding;
22 • *London Young v. Amazon.com LLC, et al.* Case No. 21STCV38280, California Superior
23 Court, County of Los Angeles, Honorable Elaine Lu presiding;
24 • *Martinez v. Dick's Sporting Goods, Inc., et al.* Case No. 22STCV17283, California
25 Superior Court, County of Los Angeles, Honorable Armen Tamzarian presiding;
26 • *Latrice Ackles v. Brinker Restaurant Corporation, et al.* Case No. 22STCV19068,
27 California Superior Court, County of Los Angeles, Honorable Gail Killefer presiding; and
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1 • *Ruiz v. Edelbrock Foundry, LLC, et al.* Case No. 20STCV19057, California Superior
2 Court, County of Los Angeles, Honorable David S. Cunningham presiding.

3 12. Furthermore, my office has succeeded in certifying classes in contested motions
4 for class certification. Some of the classes and theories we have certified include, without
5 limitation, for failure to pay the regular rate of pay; failing to pay overtime and minimum wages,
6 including, without limitation, for temperature checks; failure to provide meal and rest premiums,
7 including, without limitation, for requiring employees to walk during breaks; failure to timely pay
8 wages prior to separation of employment; wage statement violations; and unfair competition.
9 Some examples of matters in which we have done so include, without limitation:

10 • *Hernandez, et al. v. C.R. Lawrence Co., Inc.*, Case No. 20STCV32372, California
11 Superior Court, County of Los Angeles, Hon. William Highberger presiding;

12 • *Lopez v. Rolling Hills Country Club*, Case No. 21STCV22636, California Superior
13 Court, County of Los Angeles; Hon. Carolyn B. Kuhl presiding; and

14 • *Torres v. Johnston Nurseries, FLP*, Case No. BCV-19-100830 TSC, California Superior
15 Court, County of Kern; Hon. Thomas S. Clark, presiding.

16 13. I believe that I am sufficiently experienced and qualified to evaluate the Class
17 Members' claims and viability of Defendants' defenses.

18 14. Vedang J. Patel has been a member of my law firm for over three (3) years and
19 served as class counsel on numerous actions on which I was also named class counsel. Prior to
20 working with Bibiyan Law Group, P.C., he practiced law with Murchison & Cumming, LLP on a
21 variety of matter on behalf of defendants. Thereafter, he joined Bibiyan Law Group, P.C.,
22 practicing law on behalf of plaintiffs in matters of employment law, and specifically on issue of
23 unpaid wages and class action settlements. He is currently a Partner and Senior Managing
24 Attorney at Bibiyan Law Group, P.C., and head of the Settlement Department. Among other tasks,
25 he oversees and manages all settlements at Bibiyan Law Group, P.C. He also oversees several
26 attorneys, paralegals, and legal assistants and has overseen the settlement of over one hundred
27 (100) class and PAGA matters while with our office.

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15. Currently, my firm is acting as counsel in tens of wage and hour class actions and representative PAGA actions.

16. Class Counsel believe no conflicts, disabling or otherwise, exists between Plaintiff and Class Members because Plaintiff alleges to have been damaged by the same alleged conduct of Defendants (i.e., Plaintiff classified as non-exempt, hourly-paid employee, not paid premium pay, etc.) and thus has the incentive to fairly represent all Class Members' claims to achieve the maximum possible recovery.

17. After a thorough investigation and settlement discussions, Class Counsel arrived at terms that they viewed was in the best interest of both the Class Members and the Parties.

18. Should the Court refuse to grant preliminary approval of this Settlement, many of the Class Members may be denied any recourse for Defendants' alleged violations.

19. For these reasons, as well as the reasons provided in the Declaration of Vedang J. Petal, I believe that Class Counsel are sufficiently experienced and qualified to evaluate the Class Members' claims and viability of Defendants' defenses.

20. I believe, and as further set out in the Declaration of Vedang J. Petal, the settlement presented here only resulted after having engaged in extensive informal discovery and investigation and is the product of hard-fought litigation and extensive arm's-length negotiations.

21. I believe, based on my experience as class counsel, that the settlement is fair, reasonable, adequate and in the best interests of class members.

/ / /

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct this February 23, 2026, at Los Angeles, California.

/s/ *David D. Bibiyan*

David D. Bibiyan