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Attorney for Plaintiff
Daniel Clark and Aggrieved Employees

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY ORANGE**

**DANIEL A. CLARK, individually and
on behalf of the general public,**

Plaintiffs,

v.

**CRESCENT HOTELS & RESORTS,
LLC, A Delaware limited Liability
Company; and DOES 1 through 50,
inclusive,**

Defendants.

Case No.: 30-2024-01419377-CU-BT-CXC

**DECLARATION OF DANIEL A. CLARK IN
SUPPORT OF PLAINTIFF'S MOTION TO
APPROVE SETTLEMENT AGREEMENT
PURSUANT TO THE PRIVATE ATTORNEYS
GENERAL ACT**

Date: December 5, 2025
Time: 9:00 a.m.
Dept: CX 101

Complaint Filed: August 13, 2024
Trial Date: None

I, DANIEL A. CLARK, declare as follows:

1. I am over the age of eighteen (18). I submit this Declaration in support of the concurrently filed Motion for Approval of the Settlement Agreement of the Private Attorney General Act ("Settlement" or "Settlement Agreement") and Enhancement award. The following is based upon my personal knowledge, and if called as a witness, I could and would competently testify regarding the statements in this Declaration.

2. I am currently a resident of Orange County California. I was employed by Defendant, Crescent Hotels & Resorts LLC, ("Defendant" or "Crescent") from approximately March 2023, to February 20, 2024 as a non-exempt Barback, and Busser, earning an hourly wage

1 in California. I hired the Law Offices of Sean S. Vahdat & Associates, APLC to represent me in
2 bringing a representative action on behalf of myself and all other similarly situated employees of
3 Defendant. On or about August 13, 2024, the PAGA action complaint was filed in the county of
4 Orange. The Complaint was amended subsequently to assert further causes of actions. I
5 understand that I have brought claims against Defendants as the representative of aggrieved
6 employees and the State of California.

7 3. I believe my situation is similar and has been similar to all other employees like me
8 who worked for Defendants during the time period involved in this case, and the Complaints
9 alleged claims against Defendants for failure to pay minimum wages and overtime, failure to
10 provide meal and rest breaks, failure to pay for all hours worked, failure to pay correct rate of pay,
11 failure to provide accurate paystubs, failure to reimburse expenditures, failure to provide sick
12 hours, and reimburse for unused vacation hours, the unlawful deducting and sharing gratuities, the
13 requirement of signing documents and refusing to produce records, and failure to pay all wages
14 due at time of termination, and other related claims in accordance with the California Labor Code.
15 I believe my claims are typical of the other Class Members and I can represent our common claims
16 because I believe Defendants applied the same policies, practices and schedules for us all and
17 treated me and all aggrieved employees in various California locations.

18 4. I believe that my interests have been and continue to be in alignment with the
19 Aggrieved employees, and I am willing to continue to pursue their claims against Defendants in
20 this litigation. I believe I do not have any interests which are against the interests of the Aggrieved
21 Employees, and I will continue to do what is best for all the Aggrieved Employees and the State
22 of California rather than myself, as I have done from the beginning of this case.

23 5. As the sole named representative in this case, I participated a lot and have been
24 informed of the progress. I believe I have maintained the best interests of the Aggrieved
25 Employees and the State of California while performing my Representative duties, and I
26 participated in many telephonic interviews and conferences with counsel regarding the conduct
27 and settlement of this matter. I have spoken with other aggrieved employees and provided
28 information regarding their claims to my counsel. My counsel has informed me that this

1 information, along with the details and support I provided for my claims, were very important in
2 convincing Defendants to negotiate the settlement now before the Court for approval. I have also
3 provided documents to my counsel in support of my claims. These documents consisted of
4 documents that I had to take time to gather. I have invested a lot of time and effort in performing
5 my duties on behalf of the Aggrieved Employees, and the State of California. I conducted
6 numerous telephonic conferences with my counsel to prepare for and discuss information requests
7 anticipated in preparation for mediation. I had to be available during a full days mediation, and
8 discussed the case past mediation and to date.

9 6. After reviewing the Settlement Agreement and speaking with my counsel about it,
10 I agreed to sign it on behalf of myself and all the Aggrieved employees and the State of California.
11 I signed because I believe the Settlement obtained in this case on behalf of the Aggrieved
12 employees and the State is fair and sufficient and reasonable in view of the facts I know and have
13 been made aware of, and due to the risk of going through further litigation when this case has
14 already been in litigation for a long time.

15 7. Other than my individual Settlement with Defendant in consideration of releasing
16 all my individual claim including a general release for known and unknown claims for the sum of
17 \$10,000.00 I have not received and understand I will not receive any consideration or promises
18 that are different from any of the other Aggrieved Employee will receive under the Settlement.

19 8. In order to assist in reaching this settlement for the Aggrieved Employees, I have
20 participated as follows:

21 9. Discussions with other co-workers regarding the case, and gathering their
22 information and providing it to counsel;

23 10. Compilation of documents for my attorneys;

24 11. Review of many documents with my attorneys;

25 12. Conducting discovery and mediation preparation with my attorneys and
26 participating in responding to information responses for mediation, and continuing the assistance
27 of my counsel while the settlement agreement was being ironed out;

28 13. Also many telephone conferences with my attorneys;

14. I believe the State and the Aggrieved employees might not even be aware of their rights if not for my claims and this action, will receive a great benefit by resolving their claims against Defendants under the terms of the Settlement Agreement.

15. Furthermore, I have signed a General Release of all known and unknown claims, which will prevent me from bringing any claim against the Defendants in the future.

I declare under penalty of perjury of the laws of the State of California that the foregoing is true and correct.

Executed on this 29th Day of October, 2025, at Orange County, California.


Daniel A. Clark