

1 **JUSTICE FOR WORKERS, P.C.**

William C. Sung SB# 280792

2 E-Mail: william@justiceforworkers.com

Tiffany L. Luu SB# 335127

3 E-Mail: tluu@justiceforworkers.com

Joseph C. Ramli SB# 339491

4 E-Mail: jramli@justiceforworkers.com

9575 Bolsa Avenue

5 Westminster, CA 92683

Tel: 323-922-2000

6 Fax: 323-922-2000

7 Attorneys for Plaintiffs LAFLORIE BANKS,
SHATAAE POATES, and CARMEN PRADO REYES

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

10 **FOR THE COUNTY OF SAN BERNARDINO**

12 Coordination Proceeding
Special Title (Rule 3.550)

13 BARSTOW POST ACUTE WAGE AND
14 HOUR CASES

15 Included actions:

16 BANKS, ET AL. V. BARSTOW POST
ACUTE LLC (San Bernardino Superior Court
17 Case No. CIVSB2416717)

18 NELSON V. BARSTOW POST ACUTE LLC
(Orange County Superior Court Case No. 30-
19 2024-01423982)

Case No.: JCCP5387

[Assigned for All Purposes to:
Hon. David E. Driscoll, Dept. S22]

**DECLARATION OF LAFLORIE BANKS
IN SUPPORT OF MOTION FOR
PRELIMINARY APPROVAL OF CLASS
ACTION AND PAGA SETTLEMENT IN
BANKS ACTION**

(Filed concurrently with Motion for
Preliminary Approval; Supporting
Declarations; and [Proposed] Order)

DATE: October 6, 2026

TIME: 8:30 a.m.

DEPT: S22

Action Filed: May 13, 2024

Trial Date: Not Set

1 I, LaFlorie Banks, hereby declare as follows:

2 1. I am an individual over the age of 18 year and the named Plaintiff in the above-
3 captioned matter. This declaration is submitted in support of approval of the proposed class action
4 and PAGA settlement (“Settlement”) reached in this case. I have personal knowledge of the facts
5 contained in this declaration, and if called as a witness, could and would testify as to their accuracy.

6 2. I was employed by Defendant Barstow Post Acute LLC (“Defendant”) as an hourly-
7 paid, non-exempt employee from approximately January 2024 to August 2024 as a nurse. During
8 my employment with Defendant, I was subject to Defendant’s wage and hour policies and practices
9 that are at issue in this case.

10 3. Specifically, my meal breaks were frequently interrupted by my supervisors for
11 work-related reasons, resulting in meal period violations and unpaid wages, I frequently was unable
12 to take my rest breaks because of my workload, and I used my personal cellphone to communicate
13 with my coworkers and supervisors on the GroupMe application, such as communications regarding
14 work like meetings times, if anyone needed help, assigning tasks, and concerns regarding patients.
15 As a result of the foregoing issues, I believe I received inaccurate wage statements and was not paid
16 all wages when my employment with Defendant ended. I believe other non-exempt employees of
17 Defendant were subject to the same policies and procedures discussed above and that my claims
18 against Defendant for unpaid wages and statutory and civil penalties are typical of Class Members’
19 claims.

20 4. Without waiving the attorney-client privilege, my attorneys explained my role and
21 responsibilities as a Class Representative, and I understand my responsibilities as a Class
22 Representative. Since retaining my attorneys in May 2024, I have had many discussions and
23 meetings with the attorneys and staff at Justice for Workers, discussions regarding Defendant’s
24 wage and hour practices and my claims in this case, litigation strategy, opposing Defendant’s
25 Motion to Compel Arbitration, updates on how the case was proceeding, the Settlement, and how I
26 could help the case and potential Class Members. I also gathered and reviewed documents for use in
27 the lawsuit and reviewed and signed relevant documents with my attorneys, such as my declaration
28 to oppose the Motion to Compel Arbitration and settlement documents. I estimate that I have spent

1 approximately 15 to 20 hours on this case from the time I first spoke with my attorneys regarding
2 this case until the present. I also understand that as part of the Settlement, I have agreed to a general
3 release of claims against Defendant, which is broader than the release of claims agreed to by other
4 Class Members.

5 5. Furthermore, there is no conflict between my interests and the interests of the class
6 that I am seeking to represent. My interests are entirely coextensive with the interests of the Class. I
7 allege that I was injured by the same company-wide policies and practices to which the proposed
8 Class was subjected and seek the same relief. I have already demonstrated my ability to advocate
9 for the interests of the Class by initiating this litigation, undertaking extensive class discovery, and
10 evaluating the proposed settlement to assure that it is fair.

11 6. I understood that at the time I filed this action, as a Class Representative, I owed a
12 duty to the putative class members to faithfully prosecute this action with their best interests at the
13 forefront of every decision. I understood that I could not make any decision in this action for the
14 sole benefit of my personal interest. I understood that in executing this duty, I might have been
15 asked to sacrifice my personal best interests for the benefit of the interests of the putative class
16 members. Nevertheless, I knowingly and voluntarily undertook this duty in order to provide the
17 broadest possible relief for my former co-workers for what I perceived to be Defendant's unlawful
18 wage and hour practices. I believe that I faithfully executed the duties of a Class Representative
19 throughout this litigation and will continue to do until this litigation is fully and finally resolved.

20 7. I understand that my attorneys will request that the Court approve a service award of
21 \$10,000 for my efforts on behalf of the Class. I believe this amount is reasonable based on the
22 amount of time and effort I have devoted to this case, the risks I have undertaken as a Class
23 Representative and my general release of claims.

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

3 Executed on July 16, 2026 at Victorville, California.
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5 *La'Florie Banks*

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LaFlorie Banks
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