Nicholas J. Ferraro (State Bar No. 306528)
Lauren N. Vega (State Bar No. 306525)
Rick Waltman (State Bar No. 306463)
Ricardo De Leon (State Bar No. 365493)
Ferraro Vega Employment Lawyers, Inc.
3333 Camino del Rio South, Suite 300
San Diego, California 92108
(619) 693-7727 main / (619) 350-6855 fax
nick@ferrarovega.com / lauren@ferrarovega.com
mariela@ferrarovega.com

Attorneys for Plaintiff ANTONIO ROSILLO

[Additional Counsel on Next Page]

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES

ANTONIO ROSILLO, ALONDRA BECERRIL ALBARRAN, and ELVA PENA, on behalf of all others similarly situated and the State of California under the Private Attorneys General Act, Plaintiffs, vs. BRODY HEATING, AIR CONDITIONING & ELECTRICAL CONTRACTORS, LLC and DOES 1 through 50, inclusive, Defendants.	Case No. 24STCV10881 (Consolidated with 24STCV16328) [Assigned for All Purposes to: Hon. Theresa M. Traber, Dept. 1] **DECLARATION OF ELVA PENA IN SUPPORT OF MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION AND PAGA SETTLEMENT** (Filed concurrently with Motion for Preliminary Approval; Supporting Declarations; and [Proposed] Order) DATE: February 24, 2027 TIME: 10:00 a.m. DEPT: 1 Action Filed: May 13, 2024 Trial Date: Not Set

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JUSTICE FOR WORKERS, P.C.
William C. Sung, SB# 280792
E-Mail: william@justiceforworkers.com
Tiffany L. Luu SB# 335127
E-Mail: tluu@justiceforworkers.com
Joseph C. Ramli, SB# 339491
E-Mail: jramli@justiceforworkers.com
Guneez Ibrahim, SB# 367321
E-Mail: gibrahim@justiceforworkers.com
9575 Bolsa Avenue
Westminster, CA 92683
Tel: 323-922-2000
Fax: 323-922-2000

Attorneys for Plaintiffs ALONDRA BECERRIL ALBARRAN and ELVA PENA

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I, Elva Pena, hereby declare as follows:

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

2. I was employed by Defendant Brody Heating, Air Conditioning & Electrical Contractors, LLC ("Defendant") as an hourly-paid, non-exempt employee from approximately September 20, 2023 to approximately June 21, 2024 as a customer service representative. During my employment with Defendant, I was subject to Defendant's wage and hour policies and practices that are at issue in this case.

3. Specifically, I received incentive compensation which were not properly factored into the regular rate of pay and I often worked off the clock afterhours. As a result of the foregoing issues, I believe I received inaccurate wage statements and was not paid all wages when my employment with Defendant ended. I believe other non-exempt employees of Defendant were subject to the same policies and procedures discussed above and that my claims against Defendant for unpaid wages and statutory and civil penalties are typical of Class Members' claims.

4. Without waiving the attorney-client privilege, my attorneys explained my role and responsibilities as a Class Representative, and I understand my responsibilities as a Class Representative. Since retaining my attorneys in June 2024, I have had many discussions and meetings with the attorneys and staff at Justice for Workers, discussions regarding Defendant's wage and hour practices and my claims in this case, litigation strategy, updates on how the case was proceeding, the Settlement, and how I could help the case and potential Class Members. I also gathered and reviewed documents for use in the lawsuit and reviewed and signed relevant documents with my attorneys, such as my declaration to oppose the Motion to Compel Arbitration and settlement documents. I estimate that I have spent at least 15 hours on this case from the time I first spoke with my attorneys regarding this case until the present.

5. Furthermore, there is no conflict between my interests and the interests of the class that I am seeking to represent. My interests are entirely coextensive with the interests of the Class. I

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allege that I was injured by the same company-wide policies and practices to which the proposed Class was subjected and seek the same relief. I have already demonstrated my ability to advocate for the interests of the Class by initiating this litigation, undertaking extensive class discovery, and evaluating the proposed settlement to assure that it is fair.

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

7. I understand that my attorneys will request that the Court approve a service award of $7,500 for my efforts on behalf of the Class. I believe this amount is reasonable based on the amount of time and effort I have devoted to this case, the risks I have undertaken as a Class Representative.

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

Executed on October 7, 2026 at Los Angeles, California.

Elva Pena

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