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8 Attorneys for Plaintiff Arthur Seals,
9 on behalf of himself and all “aggrieved employees”
10 pursuant to Labor Code § 2698 *et seq.*

11 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
12 **FOR THE COUNTY OF SANTA CLARA**

13 ARTHUR SEALS, on behalf of himself and all
14 “aggrieved employees” pursuant to Labor
15 Code § 2698 *et seq.*,

16 Plaintiff,

17 v.

18 LIFEMOVES, a California nonprofit
19 corporation, and DOES 1 through 10,
20 inclusive,

21 Defendants.

CASE NO: 24CV445868

Assigned to the Hon. Daniel T Nishigaya,
Dept. 13

**DECLARATION OF EVAN S. GAINES IN
SUPPORT OF STIPULATION RE:
DISMISSING REPRESENTATIVE
PRIVATE ATTORNEYS GENERAL ACT
ACTION**

Complaint Filed: August 22, 2024

1 I, EVAN S. GAINES, hereby declare and state as follows:

2 1. I am an attorney duly admitted to the practice of law in the State of California. I
3 the owner of Gaines Law Corporation and counsel for Plaintiff Arthur Seals (“Plaintiff”) in this
4 action. I have personal knowledge of the facts set forth herein and if called to testify to them, I
5 could and would do so competently.

6 2. On August 22, 2024, Plaintiff, on behalf of himself and all “aggrieved employees”
7 pursuant to Labor Code § 2698 *et seq.*, filed a Representative Action complaint pursuant to the
8 Labor Code Private Attorneys General Act of 2004 against Defendant Lifemoves (“Defendant”)
9 seeking civil penalties for violations of the California Labor Code premised on a June 18, 2024
10 notice submitted to the California Labor and Workforce Development Agency (“LWDA”)
11 (“Defendant”).

12 3. On September 12, 2024, Plaintiff amended his complaint to include additional
13 PAGA claims premised on a July 9, 2024 supplemental notice submitted to the LWDA. The
14 First Amended Complaint is the operative complaint in this Action.

15 4. After a review of the claims and defenses to the First Amended Complaint, and
16 considering that a previously filed Class and Representative Action against Defendant (*Favela*
17 *v. Lifemoves*, Santa Clara Superior Court Case No. 24CV436819—the “*Favela* Action”) will
18 fully release the claims alleged in the First Amended Complaint, I have concluded that it is in
19 all Parties’ best interest to resolve Plaintiff’s individual claims only.

20 5. The Parties have negotiated a settlement of Plaintiff’s individual claims only, and
21 the PAGA claims will be dismissed *without* prejudice.

22 6. The Settlement between Plaintiff and Defendant does not contemplate the waiver
23 of any claims by anyone other than Plaintiff and does not provide for the waiver of PAGA claims
24 asserted on behalf of any employee or the state, such that there is no allocation of civil penalties
25 in the Settlement. Indeed, these individuals and the state of California will be eligible to receive
26 compensation from the previously filed *Favela* Action, referenced above.

7. The Parties have submitted the Settlement Agreement to the LWDA in compliance with Labor Code section 2699(l)(2) on March 13, 2026. Attached as **Exhibit A** is a true and correct copy of the upload confirmation.

8. Plaintiff, therefore, requests that the Court enter a dismissal of this action ***with prejudice*** as to Plaintiff's individual claims and dismissal ***without prejudice*** of the representative PAGA action claims, pursuant to the stipulation submitted concurrently herewith.

I declare, under penalty of perjury, under the laws of the State of California, that the foregoing is true and correct. Executed on March 13, 2026 at Westlake Village, California.


EVAN S. GAINES

EXHIBIT A

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PROOF OF SERVICE AND CERTIFICATION

I am employed in the County of Ventura, State of California. I am over the age of 18 and not a party to the action. My business address is 4550 E. Thousand Oaks Blvd., Suite 100 Westlake Village, CA 91362.

____ (For messenger) my business address is:

On March 13, 2026, I served the foregoing document described as **DECLARATION OF EVAN S. GAINES IN SUPPORT OF STIPULATION RE: DISMISSING REPRESENTATIVE PRIVATE ATTORNEYS GENERAL ACT ACTION** the interested parties in this action by placing a true copy thereof enclosed in sealed envelopes addressed as follows:

Nisha Verma - verma.nisha@dorsey.com
Hannah Green - Green.Hannah@dorsey.com
DORSEY & WHITNEY LLP
600 Anton Boulevard
Costa Mesa, CA 92626

On the above date:

____ (BY x U.S. MAIL/ BY ☐ CERTIFIED MAIL, RETURN RECEIPT REQUESTED) The sealed envelope was mailed with postage thereon fully prepaid. I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. It is deposited with United States postal service on that same day in the ordinary course of business. I am aware that on motion of party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

 X (BY ELECTRONIC SERVICE) The above-stated document was submitted for service by electronic transmission via email on the counsel of record listed above.

 X (UPLOADED TO LWDA WEB PORTAL) I caused the above-described documents to be delivered to the Labor & Workforce Development Agency via online process at the PAGA Filing website (www.dir.ca.gov) in accordance with the procedure imposed by the LWDA.

I certify that the above document was printed on recycled paper.

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

Executed on March 13, 2026, at Westlake Village, California.



EVAN S. GAINES, ESQ.