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10 Attorneys for Plaintiff,

11 SEBASTIANA IXQUIACTAP, and all others similarly situated

12 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

13 **FOR THE COUNTY OF ALAMEDA**

14 **(UNLIMITED JURISDICTION)**

15 SEBASTIANA IXQUIACTAP,

16 *Plaintiff,*

17 vs.

18 TWS RESTAURANT CORPORATION;
19 COASTAL VALLEY ENTERPRISES;
20 PAYRIGHT PAYROLL SERVICES INC.;
21 and DOES 1 to 25, inclusive,

22 *Defendants.*

Case No.: 24CV094320

**DECLARATION OF SEBASTIANA
IXQUIACTAP IN SUPPORT OF
PLAINTIFF'S UNOPPOSED MOTION FOR
APPROVAL OF PAGA SETTLEMENT**

Action filed: October 1, 2024

Hearing Date: May 14, 2026

Hearing Time: 2:30 p.m.

Hearing Dept: 23, Hon. Ruben Sundeen

DECLARATION OF SEBASTIANA IXQUIACTAP IN SUPPORT OF
PAGA SETTLEMENT AND RELEASE

I, SEBASTIANA IXQUIACTAP, declare and state as follows:

1. I am a resident of the State of California and am over 18 years of age. I am the named Plaintiff in this action and am represented by Harout Messrelian of Messrelian Law, Inc. in this action. Except as otherwise stated, I have personal knowledge of all matters set forth in this declaration and could and would competently testify thereto if called upon to do so as a witness.

2. I first started working for Defendants TWS RESTAURANT CORPORATION and COASTAL VALLEY ENTERPRISES (hereafter collectively “TWS” or “Defendants”) on or around September 11, 2021 as a cashier at their El Pollo Loco restaurant located at 24119 Mission Blvd., Hayward, California 94544. My employment with Defendants ended on or around June 5, 2024.

3. I understand that this lawsuit is a Private Attorney General action, otherwise known as a PAGA lawsuit. I understand that I am the Plaintiff and that TWS RESTAURANT CORPORATION and COASTAL VALLEY ENTERPRISES are the Defendants. I understand that my name is on the cover of the lawsuit. I understand that I am the representative of other TWS employees. As the representative in this lawsuit, I have duties to the State of California and other employees like me who were not paid for all hours worked at the correct rates of pay, provided all required meal and rest periods, and reimbursed for necessary business expenses, such as uniforms, use of personal cell phones for work purposes, and masks. I also understand that my lawsuit is on behalf of the State of California. I have fairly represented the other employees and the State throughout this lawsuit.

4. I understand that the Court will decide whether to approve the Settlement if it is in the best interests of Defendants’ other hourly employees and the State. I don’t have any disagreements with the other TWS employees I represent. I am not aware of any reason why I can’t make the best decisions for them in this lawsuit.

5. I understand that my attorneys have asked the Court to pay me \$5,000.00 as a

1 Service Award for my contribution to this case, as well as for providing Defendants with a
2 general release of all claims, whether known or unknown, I may have against Defendants, not
3 only PAGA claims. This is a significant sacrifice. I believe this amount is fair for the time I have
4 spent and my involvement in this lawsuit. As part of this Settlement, I am giving up my right to
5 sue Defendant for anything. I also believe it is fair because of the risk that the Court could order
6 me to pay TWS's court costs if I lose the case. I think it is fair that the Court pay me the \$5,000
7 award for these reasons and others I list below.

8 6. When I agreed to hire my attorneys to file this lawsuit, I also agreed that I would
9 be the representative of the other employees and the State of California. In agreeing to be their
10 representative, I agreed that the interests of the other employees and the State in the lawsuit are
11 as important as my personal interests in suing TWS. I agreed that I would do what is in the best
12 interest of the other employees and the State when deciding whether or not to settle this lawsuit.
13 I also agreed to actively participate in the lawsuit. I also understand that there will only be a
14 settlement of the lawsuit if the Court allows it. As the representative of the other employees
15 and the State of California, I have agreed to follow the progress of the lawsuit. I have done this
16 since I hired my attorneys by reading the court documents they send me and by speaking with
17 them over the phone.

18 7. The PAGA statute does not forbid service awards. Courts frequently award them
19 in PAGA-only cases as well. The work I have done on this case includes hiring my attorneys,
20 speaking with my attorneys on many occasions by phone, explaining what my employment at
21 TWS was like, explaining what my employment at TWS had in common with other employees
22 who worked for TWS, explaining my claims to my attorneys, speaking with the mediator during
23 the mediation, and communicating with my attorneys about the settlement agreement and related
24 documents. I have also carefully reviewed the Settlement Agreement and other documents to
25 make sure that the Settlement and other work my attorneys performed are in the best interests
26 of the employees I represent and the State of California.

27 8. Because I filed this lawsuit, there is a public record at the Court showing my
28 name on the cover of the complaint for anyone to see. Any potential employer who finds the

1 lawsuit will know I sued a former employer. This could hurt my reputation. This could prevent
2 a potential employer from choosing to hire me. An award of \$5,000.00 is not equal to the harm
3 I would suffer if I can't find another job in the future.

4 9. Based on the time I have spent on the lawsuit, the risk I will have to pay TWS's
5 court costs if I lose, the harm to my chances of getting jobs in the future, and my agreement to
6 give up any personal claims for unpaid wages and monetary penalties I have against TWS, my
7 request for an award of \$5,000 is fair and reasonable.

8 I declare under the penalty of perjury of the laws of the State of California that the
9 foregoing is true and correct to the best of my knowledge.

10 Executed on April 13, 2026 at Hayward, California.

11 Sebastiana

12 Sebastiana Ixquiactap (Apr 13, 2026 17:16:09 PDT)

13 SEBASTIANA IXQUIACTAP,
14 Declarant
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