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SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF RIVERSIDE

FALCAO RIVELINO HERNANDEZ and
SERGIO RODRIGUEZ NAVA, individually
and on behalf of others similarly situated, and
as aggrieved employees and Private Attorneys
General,

Plaintiffs,

vs.

LDI MECHANICAL, INC., a Delaware
corporation doing business in California; and
DOES 1 through 50, inclusive,

Defendant.

Case No.: CVRI2401542

*[Case Assigned for all purposes to the Hon.
Harold W. Hopp, Dept. 1]*

**DECLARATION OF SERGIO
RODRIGUEZ NAVA IN SUPPORT OF
APPROVAL OF CLASS ACTION
SETTLEMENT**

Date: September 8, 2025

Time: 8:30 a.m.

Dept.: 1

Complaint Filed: March 22, 2024

Trial Date: None Set

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I, Sergio Rodriguez Nava, declare as follows:

1. I am an individual over the age of 18 and am one of the named plaintiffs in this matter. This declaration is submitted in support of approval of the proposed class action settlement (“Settlement”) reached in this case. I have personal knowledge of the facts stated in this declaration and could testify competently to them if called upon to do so. Because I do not read or speak English fluently, I was interviewed in Spanish for this declaration with the assistance of an interpreter, who reviewed it with me and translated its contents between English and Spanish.

2. I have been employed by LDI Mechanical, Inc. (“Defendant”) since approximately 2001 as a “Lead Man.” My job duties include installing air conditioning and HVAC units and ductwork for residential and commercial projects. While working for Defendant, I experienced the wage and hour issues that are part of this case.

3. Throughout my employment with Defendant, Defendant required me to travel to various assigned jobsites before I was allowed to clock in, which meant I was not paid for my travel time. I also did not record my own hours, but instead Defendant's supervisors would record my hours after my arrival at the jobsite, which failed to accurately record the start and end times of my shift and account for all the time I actually worked. Additionally, Defendant rounded my hours in quarter-hour increments, which I believe resulted in me not being accurately paid for all hours I worked. Further, there were many times I could not take a meal break until after working more than five hours. I also was not given a second meal break when I worked shifts over ten hours. I often could not take all my rest breaks either because of work demands. My rest breaks were often combined into meal breaks, meaning I was typically only authorized to take a single, hour-long break during the day. I also do not think I always got paid an extra hour when I missed a meal or rest break. Additionally, I had to use my personal cellphone to communicate with supervisors without ever being reimbursed. I was also required to use my own vehicle and tools for work purposes, but I was never reimbursed for those expenses. Finally, I submitted a written personnel and payroll records request to Defendant but Defendant never responded to my request or provided me with the records I had asked for.

4. On June 7, 2024, I filed a class action lawsuit against Defendant in San Diego County Superior Court, entitled *Sergio Rodriguez Nava v. LDI Mechanical, Inc.*, Case No. 37-2024-00026988-CU-OE-CTL. I later learned that Falcao Rivelino Hernandez had filed this action shortly before I had filed my lawsuit against Defendant, which asserts overlapping claims against Defendant. Therefore, I agreed to join this lawsuit as a named plaintiff and dismiss my separate lawsuit in order to proceed collectively.

5. I brought my lawsuit against Defendant because I wanted Defendant to comply with the law and treat its employees fairly. I believe that the other named plaintiff and I have taken on a greater burden than any of the other employees because I have been actively involved in the litigation, and because it is my name that is attached to the lawsuit. I was willing to attach my name to the lawsuit, even though I understood it would be a public record, because I felt that someone needed to stand up to the company and I was willing to take on that burden for the benefit of my fellow coworkers.

6. I have been an active participant in this case ever since I first met with my attorneys almost a year ago. I helped get the case started by meeting with my attorneys and providing documents and information about my work and pay. I stayed involved throughout the case, including helping my attorneys understand Defendant's timekeeping and payroll practices and reviewing documents and filings related to the case. I also assisted my attorneys in preparing for mediation and made myself available throughout the mediation to answer any questions raised by the mediator. I also discussed the settlement terms with my attorneys and gave input on whether I thought the settlement was fair. Overall, I estimate I spent at least 25-30 hours helping move the case forward and reach this resolution.

7. I confirm that I have no affiliation with the proposed settlement administrator, Phoenix Settlement Administrators.

I declare under penalty of perjury under the laws of the state of California and the United States that the foregoing is true and correct. Executed on Jun 2, 2025, in San Diego, California.

Sergio Rodriguez N.
Sergio Rodriguez Nava (Jun 2, 2025 15:10 PDT)

Sergio Rodriguez Nava