

BIBIYAN LAW GROUP, P.C.

Vedang J. Patel (SBN 328647)

vedang@tomorrowlaw.com

Keaton D. Mendoza (SBN 321172)

kmendoza@tomorrowlaw.com

1460 Westwood Boulevard

Los Angeles, California 90024

Tel: (310) 438-5555; Fax: (310) 300-1705

Attorneys for Plaintiff, DENNIS DESHAWN DAVIS,

on behalf of himself and of all others similarly situated

[ADDITIONAL COUNSEL ON NEXT PAGE]

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF SAN JOAQUIN

VICTOR RIMEY, an individual, and DENNIS
DESHAWN DAVIS, an individual, and on
behalf of all others similarly situated,

Plaintiffs,

v.

IRON MOUNTAIN SECURE SHREDDING,
INC., a Delaware corporation; IRON
MOUNTAIN INCORPORATED, a Delaware
corporation; IRON MOUNTAIN
INFORMATION MANAGEMENT
SERVICES, INC., a Delaware corporation;
IRON MOUNTAIN DATA CENTERS, LLC,
a Delaware limited liability company; IRON
MOUNTAIN DATA CENTERS SERVICES,
LLC, a Delaware limited liability company;
IRON MOUNTAIN INFORMATION
MANAGEMENT, LLC, a Delaware limited
liability company; and DOES 1 through 100,
inclusive,

Defendants.

CASE NO.: STK-CV-UOE-2024-12333

[Assigned to the Hon. Hon. George J.
Abdallah in Department 10A]

**DECLARATION OF DAVID D. BIBIYAN
IN SUPPORT OF PLAINTIFFS' MOTION
FOR PRELIMINARY APPROVAL OF
CLASS AND REPRESENTATIVE
ACTION SETTLEMENT AND
PROVISIONAL CLASS
CERTIFICATION FOR SETTLEMENT
PURPOSES ONLY**

1 **WILSHIRE LAW FIRM**

Thiago Coelho

2 thiago.coelho@wilshirelawfirm.com

Jesenia Martinez

3 jesenia.martinez@wilshirelawfirm.com

Lauren Lendzion

4 lauren.lendzion@wilshirelawfirm.com

Jesse Chen

5 jesse.chen@wilshirelawfirm.com

660 S. Figueroa Street., Sky Lobby

6 Los Angeles, California 90017

Telephone: (213) 381-9988

7 Facsimile: (213) 381-9989

8 Attorneys for Plaintiff

9 VICTOR RIMEY and all others similarly situated

10 **LITTLER MENDELSON P.C**

Elizabeth Staggs Wilson, Bar No. 183160

11 estaggs-wilson@littler.com

James Payer, Bar No. 292158

12 jpayer@littler.com

Greg Alonge, Bar No. 351889

13 galonge@littler.com

633 West 5th Street, 63rd Floor

14 Los Angeles, California 90071

Telephone: 213.443.4300

15 Fax No.: 800.715.1330

Attorneys for Defendants

16 IRON MOUNTAIN INCORPORATED;

17 IRON MOUNTAIN INFORMATION MANAGEMENT SERVICES, INC.; IRON MOUNTAIN
DATA CENTERS, LLC; IRON MOUNTAIN DATA CENTERS SERVICES, LLC; AND IRON

18 MOUNTAIN INFORMATION MANAGEMENT, LLC

DECLARATION OF DAVID D. BIBIYAN

1
2 1. I am an attorney at law, duly licensed to practice before all the Courts of the State
3 of California and I am the principal of Bibiyan Law Group, P.C., counsel of record for plaintiffs
4 Victor Rimey and Dennis Deshawn Davis (Collectively “Plaintiffs”) and all others similarly
5 situated and aggrieved. As such, I am familiar with the file in this matter and, if called as a witness,
6 I could and would competently testify to the following facts of my own personal knowledge.

Adequacy of Class Counsel

7
8 2. Class Counsel are experienced class action attorneys, have been appointed as class
9 counsel in other class actions, and have successful track records in litigating class actions.

10 3. I graduated with a Bachelor of Arts degree from the University of California, Los
11 Angeles in 2009.

12 4. I received my Juris Doctorate from The University of Chicago Law School in 2012.

13 5. After practicing for several years as a member of Cohen & Lord, P.C., practicing
14 in an amorphous range of civil litigation on behalf of both plaintiffs and defendants, I opened up
15 a law firm in 2014 with a concentration in representation of employees against employers to
16 recover unpaid wages and vindicate harassment, discrimination and retaliation in various contexts.

17 6. I am an active member of the California Employment Lawyers’ Association
18 (“CELA”), one of only a few members of its Reverse Auctions Subcommittee and serve as a
19 mediator between other plaintiffs’ counsel who bring overlapping class actions. I have also
20 attended various Continuing Legal Education courses pertaining to advocacy on behalf of
21 employees.

22 7. In fact, I recently created the content for, helped organize, and served as the
23 Moderator for the 2023 California Complex Symposium Wage and Hour/PAGA Section, a
24 Continuing Legal Education seminar and forum featuring four respected Judges serving in the
25 Complex Divisions of their respective county Superior Courts. In addition, my firm served as a
26 sponsor of that event.

27 8. Not only have I practiced almost exclusively in this field for years and have
28 contributed to the legal education curriculum for attorneys practicing within it, I am also a

1 published author in the Daily Journal as a contributor in the Wage and Hour and PAGA context,
2 including, in December 15, an article entitled: “PAGA: What’s Gone, What’s Left and What’s
3 Next.” I have also been a quoted source in multiple other publications, including in article
4 published by Bloomberg Law dated November 1, 2023 entitled: “Adidas, Home Depot Sued in
5 Test Cases on Job Ad Pay Transparency.”

6 9. My firm has the experience, resources and means necessary to allow us to provide
7 adequate representation as Class Counsel to all Class Members in this litigation.

8 10. I have filed contested motions for class certification in the past and have been
9 appointed Class Counsel by the Superior Court of California in the past. Some examples of
10 Actions in which I was appointed Class Counsel include:

11 • *Santoyo v. Consolidated Foundries, Inc.*, Case No. BC612298, California Superior
12 Court, County of Los Angeles, Honorable Judge Ann I. Jones, presiding;

13 • *Arendsdorff v. Stanley Steamer International, Inc.*, Case No. BC681368, California
14 Superior Court, County of Los Angeles, Honorable Yvette M. Palazuelos, presiding;

15 • *Barreto v. Don Roberto Jewelers, Inc.*, Case No. BC495451, California Superior Court,
16 County of Los Angeles, Honorable Ann I. Jones, presiding;

17 • *Junior Amilcar Laguna Gonzalez v. Takaaki Koyama*, Case No. BC641998, Los Angeles
18 Superior Court, Honorable Elihu M. Berle, presiding;

19 • *Rios v. Nongshim America, Inc.*, Case No. CIVDS1807390, California Superior Court,
20 County of San Bernardino, Honorable David S. Cohn, presiding;

21 • *Stoddard v. Molded Fiber Glass – West*, Case No. 1517758, California Superior Court,
22 County of San Bernardino, Honorable David S. Cohn, presiding;

23 • *Mata v. Sahara Scaffold, Inc.*, Case No. CIVDS1810785, California Superior Court,
24 County of San Bernardino, Honorable David S. Cohn, presiding;

25 • *Carrasco v. Pure Dental Solutions*, Case No. BC645995, Los Angeles Superior Court,
26 Honorable Kenneth R. Freeman, presiding;

27 • *Gonzalez v. Gochez, et al.*, Case No. BC648729, Los Angeles Superior Court, Honorable
28 Maren Nelson, presiding;

1 • *Montoya v. Superior Paving Co.*, Case No. CIVDS1833422, County of San Bernardino,
2 Honorable David S. Cohn, presiding;
3 • *Lopez v. Norred & Associates, Inc.*, Case No. CIVDS1824109, California Superior
4 Court, County of San Bernardino, David S. Cohn, presiding;
5 • *Noyola v. Lacren, LLC*, Case No. BC717024, California Superior Court, County of Los
6 Angeles, Hon. Anthony Mohr, presiding;
7 • *Luciano, et al. v. O'Tasty Foods, Inc., et al.*, Case No. BC711988, California Superior
8 Court, County of Los Angeles, Honorable Maren Nelson, presiding;
9 • *Gordon v. Hospice Source, LLC*, Case No. 34-2018-00250022-CU-OE-GDS, California
10 Superior Court, County of Sacramento, Honorable Christopher E. Krueger, presiding;
11 • *Barragan v. Refrigeration Supplies Distributor*, Case No. 19STCV09312, California
12 Superior Court, County of Los Angeles, Honorable Carolyn B. Kuhl, presiding;
13 • *Ramirez v. Acre Gourmet, Inc.*, Case No. CGC-19-575117, California Superior Court,
14 County of San Francisco, Honorable Andrew Y.S. Cheng, presiding;
15 • *Villafuerte v. Bay Alarm Company*, Case No. BC689110, California Superior Court,
16 County of Los Angeles, Honorable Amy D. Hogue, presiding;
17 • *Cazares v. Areas USA LAX, LLC*, Case No. 19STCV08209, California Superior Court,
18 County of Los Angeles, Honorable Carolyn B. Kuhl, presiding;
19 • *Magana v. Castlerock Environmental, Inc., et al.*, Case No. 19STCV38353, California
20 Superior Court, County of Los Angeles, Honorable Ann I. Jones, presiding;
21 • *Chilel v. Sushi California, Inc.*, Case No. 19STCV08209, California Superior Court,
22 County of Los Angeles, Honorable Ann I. Jones, presiding;
23 • *Malone v. Orange Courier, Inc., et al.*, Case No. 30-2016-00763474, California Superior
24 Court, County of Orange, Honorable Glenda Sanders, presiding;
25 • *Rivera v. Talamo Food Services, Inc.*, Case No. 19CV355856, California Superior Court,
26 County of Santa Clara, Honorable Patricia M. Lucas, presiding;
27 • *Olguin v. Cal Central Harvesting, Inc.*, Case No. 18CV03860, California Superior Court,
28 County of Santa Barbara, Honorable James F. Rigali, presiding;

1 • *Pence v. Sober Living by the Sea, Inc.*, Case No. 2018-00988742, California Superior
2 Court, County of Orange, Honorable Randall J. Sherman, presiding;

3 • *Franco v. Vincent Rags, Inc.*, Case No. 20STCV07768, California Superior Court,
4 County of Los Angeles, Honorable Ann I. Jones, presiding;

5 • *Cabral v. Miller Castings, Inc.*, Case No. 19STCV39556, California Superior Court,
6 County of Los Angeles, Honorable Carolyn B. Kuhl, presiding;

7 • *Bolanos v. Texas Roadhouse, Inc.*, Case No. 19STCV39556, California Superior Court,
8 County of Los Angeles, Honorable Sunshine Sykes, presiding;

9 • *Rodriguez v. Scott A. Humphreys, Inc.*, Case No. 30-2021-01184556-CU-OE-CXC,
10 California Superior Court, County of Ventura, Honorable Matthew P. Guasco, presiding; and

11 • *Torres v. Primal Pet Foods, Inc.* Case No. FCS054783, California Superior Court,
12 County of Solano, Honorable Wendy G. Getty, presiding;

13 • *Hanson v. Zapata Nuccio, Inc.*, Case No. 20STCV28951, California Superior Court,
14 County of Los Angeles, Honorable Elihu M. Berle, presiding;

15 • *Molina v. Avibank Mfg, Inc.*, Case No. 20STCV03910, California Superior Court,
16 County of Los Angeles, Honorable John P. Doyle, presiding;

17 • *Cetina v. Lawry's Restaurants, Inc.*, Case No. 19STCV05201, California Superior Court,
18 County of Los Angeles, Honorable Amy D. Hogue, presiding;

19 • *Luna v. Pronto California General Agency, LLC*, Case No. 19STCV39951, California
20 Superior Court, County of Los Angeles, Honorable Elihu M. Berle, presiding;

21 • *Alvarez v. Kazak-Mars, Inc.*, Case No. 20STCV42587, California Superior Court,
22 County of Los Angeles, Honorable Elihu M. Berle, presiding;

23 • *Noe v. My Pillow, Inc.* Case No. CIVDS 2011360, California Superior Court, County of
24 San Bernardino, Honorable David Cohn, presiding;

25 • *Nunez v. 2751 West Coast Acquisition Company*, Case No. 30-2020-01145215-CU-
26 OE-CXC, California Superior Court, County, County of Orange, Honorable Randall J. Sherman,
27 Presiding;

28 • *Smith v. McMillen Enterprises, Inc.*, Case No. CV-20-002938, California Superior Court,

1 County of Stanislaus, Honorable John R. Mayne, presiding;
2 • *Turner v. Plant Prefab Inc., et al.*, Case No. CIVDS2017517, California Superior Court,
3 County of San Bernardino, Honorable David Cohn, presiding;
4 • *Duran v. Fresh Select, LLC*, Case No. VCU284892, California Superior Court, County
5 of Tulare, Honorable Bret Hillman, presiding;
6 • *Reynoso, et al. v. Cream of the Crop AG Service, Inc.*, Case No. VCU278847, California
7 Superior Court, County of Tulare, Honorable Bret Hillman, presiding;
8 • *Michel v. Universal Waste Systems, Inc.*, Case No. 19STCV46181, California Superior
9 Court, County of Los Angeles, Honorable David S. Cunningham presiding;
10 • *Jungers v. U.S. Borax Inc., et al.*, Case No. BCV-21-10003, California Superior Court,
11 County of Kern, Honorable Bernard C. Barmann Jr. presiding;
12 • *Fortune v. Amoroso Limited Partnership, et al.*, Case No. 20STCV25874, California
13 Superior Court, County of Los Angeles, Honorable Carolyn Kuhl presiding;
14 • *Montoya, et al. v. Remo, Inc.* Case No. 20STCV34614, California Superior Court,
15 County of Los Angeles, Honorable Maren Nelson presiding;
16 • *Rincon, et al. v. New-Indy Tripaq, LLC, et al.* Case No. 20STCV17118, California
17 Superior Court, County of Los Angeles, Honorable Maren Nelson presiding;
18 • *De Leon, et al. v. Wismettac Asian Foods, Inc.* Case No. 19STCV18172, California
19 Superior Court, County of Los Angeles, Honorable Elihu M. Berle presiding;
20 • *Tapia v. Mercer Foods, Inc.* Case No. CV-21-000020, California Superior Court,
21 County of Stanislaus, Honorable Sonny S. Sandhu presiding;
22 • *Molina v. Reser's Fine Foods, Inc.* Case No. 37-2021-00013052-CU-OECTL, California
23 Superior Court, County of San Diego, Honorable Eddie C. Sturgeon presiding;
24 • *Reyes v. Imperial Sprinkler Supply, Inc.* Case No. 30-2020-01167748-CU-OE-CXC,
25 California Superior Court, County of Los Angeles, Honorable Peter Wilson presiding;
26 • *Zavala, et al. v. PLS Check Cashers, Inc.* Case No. 20STCV42586, California Superior
27 Court, County of Los Angeles, Honorable Elihu M. Berle presiding;
28 • *Paz v. Hill Brothers Chemical Company.* Case No. 20STCV48279, California Superior

1 Court, County of Los Angeles, Honorable Carolyn B. Kuhl presiding;
2 • *Garcia v. Inwesco Incorporated*. Case No. 20STCV46833, California Superior Court,
3 County of Los Angeles, Honorable Carolyn B. Kuhl presiding;
4 • *Guevara v. J&K Culver, LLC, et al.* Case No. 19STCV39951, California Superior Court,
5 County of Los Angeles, Honorable Elihu M. Berle presiding;
6 • *Hamilton v. Michael Kors Stores, Inc. et al.*, Case No. 19STCV37061, California
7 Superior Court, County of Los Angeles, Honorable Yvette M. Palazuelos presiding;
8 • *Arzooian v. A&M Administration, LLC, et al.* Case No. 21STCV05576, California
9 Superior Court, County of Los Angeles, Honorable Yvette M. Palazuelos presiding;
10 • *Santos, et al. v. Maruzen of America, Inc.*, Case No. 19STCV37662, California Superior
11 Court, County of Los Angeles, Honorable Kenneth R. Freeman presiding;
12 • *Schaffino v. M.O. Dion & Sons., Inc., et al.*, Case No. 20STCV38023, California Superior
13 Court, County of Los Angeles, Honorable Gail Killefer presiding;
14 • *Moreno v. Santa Paula Post Acute, LLC, et al.* Case No. 21STCV12533, California
15 Superior Court, County of Los Angeles, Honorable Carolyn Kuhl presiding;
16 • *Singer v. Desert Area Resources and Training*, Case No. BCV-21-101093, California
17 Superior Court, County of Kern, Honorable Thomas S. Clark presiding;
18 • *Clarizio v. Guard-Systems, Inc.*, Case No. 21STCV28667, California Superior Court,
19 County of Los Angeles, Honorable Armen Tamzarian presiding;
20 • *Guzman v. Freschco Painters, Inc.*, Case No. 21STCV04683, California Superior Court,
21 County of Los Angeles, Honorable Lawrence P. Riff presiding;
22 • *Koutny v. PAE Aviation and Technical Services, LLC*, Case No. 21C-0106, California
23 Superior Court, County of Kings, Honorable Melissa R. D'Morias presiding;
24 • *Rodriguez v. Pacifica Trucks, LLC*, Case No. 20STCV37576, California Superior Court,
25 County of Los Angeles, Honorable Stuart Rice presiding;
26 • *Ramos v. AEGIS Treatment Centers, LLC*, Case No. 20STCV41429, California Superior
27 Court, County of Los Angeles, Honorable Carolyn B. Kuhl presiding;
28 • *Valdez v. Integrated Building Services, Inc.* Case No. 20STCV37793, California Superior

1 Court, County of Los Angeles, Honorable Elihu M. Berle presiding;
2 • *Harris v. America One Security, Inc.* Case No. 21STCV01399, California Superior
3 Court, County of Los Angeles, Honorable Lawrence P. Riff presiding;
4 • *Moreno v. M&J Seafood Company, Inc.* Case No. 22STCV03341, California Superior
5 Court, County of Los Angeles, Honorable William F. Highberger presiding;
6 • *Corrales v. Q&B Foods, Inc.* Case No. 20STCV40885, California Superior Court,
7 County of Los Angeles, Honorable Elihu Berle presiding;
8 • *Arteaga v. Demolition Specialist, Inc.* Case No. RIC2001133, California Superior Court,
9 County of Riverside, Honorable Harold Hopp presiding;
10 • *Vigil, et al. v. Capstone Turbine Corporation*, Case No. 20STCV32123, California
11 Superior Court, County of Los Angeles, Honorable Lawrence P. Riff presiding;
12 • *Ramirez v. Sea-Win, Inc.* Case No. 21STCV22026, California Superior Court, County
13 of Los Angeles, Honorable Lawrence P. Riff presiding;
14 • *Ortega Chavez v. Winpak Lane, Inc.* Case No. CIVSB2207313, California Superior
15 Court, County of San Bernardino, Honorable Jessica Morgan presiding;
16 • *Garcia v. American Licorice Company.* Case No. RG21107049, California Superior
17 Court, County of Alameda, Honorable Brad Seligman presiding;
18 • *Madrono v. Vitale Nursing, Inc, et al.*, Case No. 21STCV09845, California Superior
19 Court, County of Los Angeles, Honorable Lawrence P. Riff presiding; and
20 • *Orellana v. Advanced Building Maintenance.* Case No. 34-2020-00286791-CU-OE-
21 GDS, California Superior Court, County of Sacramento, Honorable Jill Talley presiding.
22 • *Aguilar v. Bioness, Inc., et al.*, Case No. 21STCV41702, California Superior Court,
23 County of Los Angeles, Honorable Lawrence P. Riff presiding;
24 • *Antoine v. Pinky Beverly Hills, LLC., et al.* Case No. 19STCV44856, California
25 Superior Court, County of Los Angeles, Honorable Lawrence P. Riff presiding;
26 • *Phambui v. Fashion Marketing and Merchandising Group, Inc., et al.* Case No.
27 21STCV06634, Superior Court, County of Los Angeles, Honorable Stuart M. Rice presiding;
28 • *Ortega Chavez v. Winpak Lane, Inc., et al.* Case No. CIVSB2202274, California

1 Superior Court, County of San Bernardino, Honorable Jessica Morgan presiding;

2 • *Carrasco v O.H. Barkhordar D.D.S., Inc., et al. Case No. 22STCV21188*, California

3 Superior Court, County of Los Angeles, Honorable Lawrence Riff presiding;

4 • *Correia v. Gallo Glass Company, et al. Case No. CV-21-006459*, California Superior

5 Court, County of Stanislaus, Honorable Sonny S. Sandhu presiding;

6 • *Davis v. Beeline Import and Services, LLC, et al. Case No. CIVSB2119287*, California

7 Superior Court, County of San Bernardino, Honorable David Cohn presiding;

8 • *Angel Lopez v Innovative Coatings Technology Corporation dba Incotec, et al. Case No.*

9 *30-2020-01173245-CU-OE-CXC*, California Superior Court, County of Orange, Honorable Lon

10 Hurwitz presiding;

11 • *Lopez v UPM, Inc., et al. Case No. 20STCV36695*, California Superior Court, County of

12 Los Angeles, Honorable Lawrence P. Riff presiding;

13 • *Moreno v. Infiniti Group LLC., et al. Case No. CIVSB2223551*, California Superior

14 Court, County of San Bernardino, Honorable Joseph T. Ortiz presiding;

15 • *Kelley v. Applus Technologies, Inc., et al. Case No. CIVSB2204889*, California Superior

16 Court, County of San Bernardino, honorable Jessica Morgan presiding;

17 • *Hernandez v Bromley Foods, Inc., et al. Case No. 56-2021-00561326-CU-OE-VTA*,

18 California Superior Court, County of Ventura, Honorable Henr Walsh presiding;

19 • *Heredia v. Alan Smith Pool Plastering, Inc., et al. Case No. 30-2020-01163609-CU-OE-*

20 *CXC*, California Superior Court, County of Orange, Honorable Randall J. Sherman presiding;

21 • *Martinez Guzman v Freshco Painters Inc., et al. Case No. 21STCV04683*, California

22 Superior Court, County of Los Angeles, Honorable Lawrence P. Riff presiding;

23 • *Gomez Mireles v. USG Ceilings Plus, LLC., et al. Case No. 21STCV45606*, California

24 Superior Court, County of Los Angeles, Honorable Elihu M. Berle presiding;

25 • *Garzon v. Mobile Hi-Tech Wheels, LLC., et al., Case No. 21STCV15396*, California

26 Superior Court, County of Los Angeles, Honorable Carolyn B. Kuhl presiding;

27 • *Dethrasavong v. ASI Computer Technologies, Inc., et al. Case No. 20STCV32312*,

28 California Superior Court, County of Contra Costa, Honorable Kenneth R. Freeman presiding;

1 • *Lopez v. Waldorf Astoria Management LLC., et al.* Case No. 20STCV17212, California
2 Superior Court, County of Los Angeles, Honorable Maren Nelson presiding;
3 • *Viveros v. Mission Produce, Inc., et al.* Case No. 20STCV15737, California Superior
4 Court, County of Los Angeles, Honorable Kenneth R. Freeman presiding;
5 • *Flores v. United Maintenance Company, Inc., et al.* Case No. 21STCV07008, California
6 Superior Court, County of Los Angeles, Honorable Carolyn B. Kuhl presiding;
7 • *Blandi v. Francesca Restaurant, LLC., et al.* Case No. 37-2022-00049034-CU-OE-CTL,
8 California Superior Court, County of San Diego, Honorable Marcella O. McLaughling presiding;
9 • *Lopez Cabrera v. South Valley Almond Company, LLC, et al.* Case No. BCV-2-100722,
10 California Superior Court, County of Kern, Honorable Bernard C. Barmann, Jr. presiding;
11 • *Guillermo Cruz v. Alma Family Serives, et al.* Case No. 21STCV18156, California
12 Superior Court, County of Los Angeles, Honorable Elihu M. Berle presiding;
13 • *Davood v. NKSFB, LLC, et al.* Case No. 22STCV17305, California Superior Court,
14 County of Los Angeles, Honorable Christopher K. Lui presiding;
15 • *Ferrer v. Ineos USA, LLC., et al.,* Case No. 21STCV28076, California Superior Court,
16 County of Los Angeles, Honorable Elihu M. Berle presiding;
17 • *Portillo Sanchez v. Paragon Services Janitorial Orange County, LLC, et al.* Case No.
18 20STCV38562, California Superior Court, County of Los Angeles, Honorable William F.
19 Highberger presiding;
20 • *Trigueros Garcia v. Highland Plastics, Inc., et al.,* Case No. CVRI2202836, California
21 Superior Court, County of Riverside, Honorable Harold Hopp presiding;
22 • *Magana Ramirez v. 360 Support Services, et al.* Case No. 22STCV20456, California
23 Superior Court, County of Los Angeles, Honorable Lawrence P. Riff presiding;
24 • *Morales v. Baldy's Restaurant Group, LLC., et al.* Case No. 20STCV36535, California
25 Superior Court, County of Los Angeles, Honorable Kenneth R. Freeman presiding;
26 • *Gonzales v. El Monte Rents, Inc., et al.* Case No. 21STCV10209, California Superior
27 Court, County of Los Angeles, Honorable Stuart M. Rice presiding;
28 • *Gonzalez v. Total Education Solutions, Inc., et al.* Case No. 20STCV37984, California

1 Superior Court, County of Los Angeles, Honorable Maren Nelson presiding;
2 • *Helaire v. Smithfield Packaged Meats Corp, et al.* Case No. JCCP5244, California
3 Superior Court, County of San Bernardino, Honorable Jessica Morgan presiding;*Hernandez v.*
4 *Central Valley Recovery Services, et al.* Case No. VCU290220, California Superior Court, County
5 of Tulare, Honorable Brett Hillman presiding;
6 • *Hernandez v. SC Commercial, LLC, et al.* Case No. 30-2020-01166961-CU-OE-CXC,
7 California Superior Court, County of Orange, Honorable Lon Hurwitz presiding;
8 • *Hines v. Constellis Integrated Risk Management Services, et al.* Case No.
9 20STCV26962, California Superior Court, County of Los Angeles, Honorable Christopher K. Lui
10 presiding;
11 • *Moya v. Valassis Direct Mail, Inc., et al.* Case No. 21STCV09412, California Superior
12 Court, County of Los Angeles, Honorable Stuart Rice presiding;
13 • *Jordan v. The Martin-Brower Company, LLC, et al.,* Case No. 21STCV41435, California
14 Superior Court, County of Los Angeles, honorable Stuart Rice presiding;
15 • *Juarez v. Calmet Services, Inc., et al.* Case No. 21STCV33668, California Superior
16 Court, County of Los Angeles, Honorable Kenneth R. Freeman presiding;
17 • *Mcintosh v. WWL Vehicle Services Americas Inc., et al.* Case No. 56-2022-00562544-
18 CU-OE-VTA, California Superior Court, County of Ventura, Honorable Benjamin Coats
19 presiding;
20 • *Mendoza v. Amusement Industry, Inc., et al.* Case No. 21STCV09790, California
21 Superior Court, County of Los Angeles, Honorable Carolyn B. Kuhl presiding;
22 • *Moore v. Dnata US Inflight Catering LLC, et al.* Case No. CGC-20-586512, California
23 Superior Court, County of San Francisco, Honorable Curtis Karnow presiding;
24 • *Peterson v. Sorenson Engineering, Inc., et al.* Case No. CIVDS2023994, California
25 Superior Court, County of San Bernardino, Honorable David Cohn presiding;
26 • *Torres v. Laurel Avenue, LLC, et al.* Case No. CIVSB2202708, California Superior
27 Court, County of San Bernardino, Honorable David Cohn presiding;
28 • *Nunley v. Cardinal Logistics Management Corporation et al.* Case No. CIVSB2210430,

1 California Superior Court, County of San Bernardino, Honorable Joseph T. Ortiz presiding;
2 • *Pastrana v. National Sign & Marketing Corporation et al.* Case No. CIVSB2118749,
3 California Superior Court, County of San Bernardino, Honorable David Cohn presiding;
4 • *Pineda v. Grand Life, Inc., et al.* Case No. 21STCV28066, California Superior Court,
5 County of Los Angeles, Honorable Elihu M. Berle presiding;
6 • *Pattingale v. Laird Family Estate, LLC et al.* Case No. 22CV000048, California Superior
7 Court, County of Napa, Honorable Cynthia P. Smith presiding;
8 • *Ramirez v. Sea Win, Inc., et al.* Case No. 21STCV22026, California Superior Court,
9 County of Los Angeles, Honorable Lawrence P. Riff presiding;
10 • *Reategui v. Cal Building & Maintenance Industries, Inc.,* Case No. 20STCV39648,
11 California Superior Court, County of Los Angeles, Honorable William F. Highberger presiding;
12 • *Rodriguez v. ACRA Aerospace, LLC, et al.* Case No. 30-2020-01171360-CU-OE-CXC,
13 California Superior Court, County of Orange, Honorable Randall J. Sherman presiding;
14 • *Rodriguez v. Ultra Pro International LLC, et al.* Case No. 21STCV11250, California
15 Superior Court, County of Los Angeles, Honorable Elihu M. Berle presiding;
16 • *Ruiz v. Kleen Harvest, Inc., et al.* Case No. 21CV002319, California Superior Court,
17 County of Monterey, Honorable Thomas W. Wills presiding;
18 • *Roberto Ruiz v. Protech Delivery and Installation et al.* Case No. 21STCV07001,
19 California Superior Court, County of Los Angeles, Honorable Stuart M. Rice presiding;
20 • *Russell v. CIMC Reefer Trailer, Inc., et al.* Case No. RIC2001777, California Superior
21 Court, County of Riverside, Honorable Harld Hopp presiding;
22 • *Russell v. Staffmark Investment LLC, et al.* Case No. CVRI12103921, California
23 Superior Court, County of Riverside, Honorable Harold Hopp presiding;
24 • *Quintanilla et al. v. Chrome Hearts LLC, et al.* Case No. 21STCV43180, California
25 Superior Court, County of Los Angeles, Honorable Elihu B. Berle presiding;
26 • *Taat v. Acell, Inc., et al.* Case No. 37-2022-00005437-CU-OE-CTL, California Superior
27 Court, County of San Diego, Honorable Matthew C. Braner presiding;
28 • *Todd v. Motivate, LLC, et al.* Case No. CGC-23-605052, California Superior Court,

1 County of San Francisco, Honorable Anne- Christine Massullo presiding;

2 • *Turner Sr., v. The Sidewalk Café, Inc., et al.* Case No. 21STCV10154, California

3 Superior Court, County of Los Angeles, Honorable William F. Highberger presiding;

4 • *Vargas-Flores v. Harbor Bay Club, Inc., et al.* Case No. 21CV002396, California

5 Superior Court, County of Alameda, Honorable Michael Markman presiding;

6 • *Vasquez v. Liquid Technologies, Inc., et al.* Case No. CIVDS2023892, California

7 Superior Court, County of San Bernardino, Honorable Joseph Ortiz presiding;

8 • *Vasquez et al. v. Kingswood LLC, et al.,* Case No. 20STCV32123, California Superior

9 Court, County of Los Angeles, Honorable Lawrence P. Riff presiding;

10 • *Sandoval Villafana v. Satco, Inc., et al.* Case No. 21STCV17085, California Superior

11 Court, County of Los Angeles, Honorable Yvette M. Palazuelos presiding;

12 • *Williams v. Marrs Services, Inc., et al.* Case No. 21STCV23775, California Superior

13 Court, County of Los Angeles, Honorable Stuart M. Stuart presiding;

14 • *Low v. Triple Canopy, Inc., et al.* Case No. 37-2023-0007078-CU-OE-CTL, California

15 Superior Court, County of San Diego, Honorable Carolyn Caietti presiding;

16 • *Camacho v. Premium Electric Corp, et al.* Case No. 22STCV26878, California Superior

17 Court, County of Los Angeles, Honorable David S. Cunningham presiding;

18 • *Lopez v. Bachem Americas, Inc., et al.* Case No. 23STCV04258, California Superior

19 Court, County of Los Angeles, Honorable Laura Seigle presiding;

20 • *Mendoza Cendejas v. E. & J. Gallo Winery, et al.* Case No. CV-22-005396, California

21 Superior Court, County of Stanislaus, Honorable Sonny S. Sandhu presiding;

22 • *Romero v. Armstrong Installation Service, et al.* Case No. 22CV022519, California

23 Superior Court, County of Alameda, Honorable Noel Wise presiding;

24 • *Perez v. D&G Restaurants, LLC, et al.* Case No. 30-2021-01209638-CU-OE-CXC,

25 California Superior Court, County of Orange, Honorable Peter Wilson presiding;

26 • *Sarmiento, et al. v. Neil Jones Food Company* Case No. 21CECG03825, California

27 Superior Court, County of Fresno, Hon. Kristi Culver Kapetan presiding; and

28 • *Garcia v. Nature Fresh Farms, LLC, et al.* Case No. ECU001961, California Superior

1 Court, County of Imperial, Honorable Jeffery B. Jones presiding.

2 11. I have also settled matters on a “PAGA Only” basis for aggrieved employees in the
3 past, including in:

4 • *Flores v. Delta Apparel, Inc.*, Case No. BC641499, California Superior Court, County
5 of Los Angeles, Honorable Daniel J. Buckley, presiding;

6 • *Segura v. CJ Foods Service Holdings USA, LLC*, Case No. 19STCV24918, California
7 Superior Court, County of Los Angeles, Honorable Maureen Duffy-Lewis, presiding;

8 • *Sierra v. Nexem-Allied, LLC*, Case No. 20STCV11281, California Superior Court,
9 County of Los Angeles, Honorable Randolph M. Hammock, presiding;

10 • *Nodal v. Sodexo, Inc.*, Case No. 20STCV40601, California Superior Court, County of
11 Los Angeles, Honorable Lawrence Riff, presiding; and

12 • *Cooper v. Lucas Health Partners*, Case No. 20STCV20050, California Superior Court,
13 County of Los Angeles, Honorable Maren Nelson, presiding;

14 • *Herrera v. Greystar Management, LP, et al.*, Case No. 37-2020-00009672-CU-OE-CTL,
15 California Superior Court, County of San Diego, Honorable Carolyn Caietti, presiding;

16 • *Slater v. Jo-Ann Stores, LLC.*, Case No. 21STCV18454, California Superior Court,
17 County of Los Angeles, Honorable Maurice A. Leiter, presiding;

18 • *Bolanos v. Canoga Park Heating & Air Conditioning, Co., Inc.*, Case No. 21STCV12674,
19 California Superior Court, County of Los Angeles, Honorable Yolanda Orozco, presiding;

20 • *Granados v. Cosmetic Ideas, Inc.* Case No. 21STCV10797, California Superior Court,
21 County of Los Angeles, Honorable Richard L. Fruin, presiding;

22 • *Ruano v. DPC Woodwork, Inc.* Case No. 21STCV00408, California Superior Court,
23 County of Los Angeles, Honorable Jon R. Takasugi presiding;

24 12. *Hardy v. Texas Roadhouse Management Corp., et al. Case No. CIVSB2222259*,
25 California Superior Court, County of San Bernardino, Honorable Jessica Morgan presiding;

26 13. *Iraheta v Legacy Farmers, Inc., et al. Case No. MSC21-00762*, California Superior
27 Court, County of Los Angeles, Honorable Charles S. Treat presiding;

28 14. *Landin v Central Janitors’ Supply Co., Inc., et al. Case No. CV-21-006391*, California

1 Superior Court, County of Stanislaus, Honorable Sonny S. Sandhu presiding;
2 15. *Bailey v. Cannon Constructors, et al.* Case No. 21STCV38274, California Superior
3 Court, County of Los Angeles, Honorable Carolyn Kuhl presiding;
4 16. *Johns, et al. v. Whelan Security of California, Inc., et al.* Case No. 22STCV68687,
5 California Superior Court, County of Los Angeles, Honorable Laura Seigle presiding;
6 17. *Carrion v. Clutter, Inc., et al.* Case No. 23STCV06709, California Superior Court,
7 County of Los Angeles, Honorable Kerry Bensinger presiding;
8 18. *Delia v. The Irvine Company, LLC, et al.* Case No. 30-2019-01050823-CU-OE-CXC,
9 California Superior Court, County of Orange, Honorable William D. Cluster presiding;
10 19. *Landin v. Central Janitor's Supply Co., Inc., et al.* Case No. CV-21-006391, California
11 Superior Court, County of Stanislaus, Honorable Sonny S. Sandhu presiding;
12 20. *German Vaca et al., v. California Pizza Kitchen, Inc., et al.* Case No. 30-2022-01278828-
13 CU-OE-CXC, California Superior Court, County of Orange, Honorable Randall Sherman
14 presiding;
15 21. *London Young v. Amazon.com LLC, et al.* Case No. 21STCV38280, California Superior
16 Court, County of Los Angeles, Honorable Elaine Lu presiding;
17 22. *Martinez v. Dick's Sporting Goods, Inc., et al.* Case No. 22STCV17283, California
18 Superior Court, County of Los Angeles, Honorable Armen Tamzarian presiding;
19 23. *Latrice Ackles v. Brinker Restaurant Corporation, et al.* Case No. 22STCV19068,
20 California Superior Court, County of Los Angeles, Honorable Gail Killefer presiding; and
21 24. *Ruiz v. Edelbrock Foundry, LLC, et al.* Case No. 20STCV19057, California Superior
22 Court, County of Los Angeles, Honorable David S. Cunningham presiding.
23 25. Furthermore, my office has succeeded in certifying classes in contested motions for
24 class certification. Some of the classes and theories we have certified include, without limitation,
25 for failure to pay the regular rate of pay; failing to pay overtime and minimum wages, including,
26 without limitation, for temperature checks; failure to provide meal and rest premiums, including,
27 without limitation, for requiring employees to walk during breaks; failure to timely pay wages
28 prior to separation of employment; wage statement violations; and unfair competition. Some

1 examples of matters in which we have done so include, without limitation:

2 • *Hernandez, et al. v. C.R. Lawrence Co., Inc.*, Case No. 20STCV32372, California
3 Superior Court, County of Los Angeles, Hon. William Highberger presiding; and

4 • *Lopez v. Rolling Hills Country Club*, Case No. 21STCV22636, California Superior
5 Court, County of Los Angeles; Hon. Carolyn B. Kuhl presiding; and

6 • *Torres v. Johnston Nurseries, FLP*, Case No. BCV-19-100830 TSC, California Superior
7 Court, County of Kern; Hon. Thomas S. Clark, presiding.

8 26. I believe that I am sufficiently experienced and qualified to evaluate the Class
9 Members' claims and viability of Defendant's defenses.

10 27. Currently, my firm is acting as counsel in tens of wage and hour class actions and
11 representative PAGA actions.

12 28. Class Counsel believe no conflicts, disabling or otherwise, exists between Plaintiffs
13 and Class Members because Plaintiffs allege to have been damaged by the same alleged conduct
14 of Defendants (i.e., Plaintiff was an hourly, non-exempt employee, not paid premium pay, etc.)
15 and thus has the incentive to fairly represent all Class Members' claims to achieve the maximum
16 possible recovery.

17 29. After a thorough investigation and settlement discussions, Class Counsel arrived at
18 terms that they viewed was in the best interest of both the Class Members and the Parties.

19 30. Should the Court refuse to grant preliminary approval of this Settlement, many of
20 the Class Members may be denied any recourse for Defendants' alleged violations.

21 31. For these reasons, as well as the reasons provided in the Declaration of Vedang J.
22 Patel, I believe that Class Counsel are sufficiently experienced and qualified to evaluate the Class
23 Members' claims and viability of Defendant's defenses.

24 32. I believe, and as further set out in the Declaration of Vedang J. Patel, the settlement
25 presented here only resulted after having engaged in extensive informal discovery and investigation
26 and is the product of hard-fought litigation and extensive arm's-length negotiations.

27 33. Class Counsel are not aware of any other pending matter or action asserting claims
28 that will be extinguished or adversely affected by the Settlement.

1 34. I believe, based on my experience as class counsel, that the settlement is fair,
2 reasonable, adequate and in the best interests of class members.

3 I declare under penalty of perjury under the laws of the State of California that the
4 foregoing is true and correct this June 9, 2026, at Los Angeles, California.

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/s/ David D. Bibiyan
David D. Bibiyan