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Attorneys for Plaintiff, the Class, and Aggrieved Employees

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF ORANGE**

OSCAR ROBLES, as an individual and on
behalf of all others similarly situated,

Plaintiff,

vs.

BALLY AMERICAS INC., a Delaware
corporation; and DOES 1 through 50,
inclusive,

Defendants.

Case No.: 30-2024-01417922-CU-OE-CXC

(Assigned for all purposes to the Hon. William D.
Claster, Dept. CX101)

**DECLARATION OF LARRY W. LEE IN
SUPPORT OF PLAINTIFF'S MOTION FOR
PRELIMINARY APPROVAL OF CLASS
ACTION SETTLEMENT**

Date: January 9, 2026
Time: 9:00 a.m.
Dept.: CX101

Reservation Number: 74725152

Action Filed: August 9, 2024
Trial Date: None Set

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I, Larry W. Lee, declare as follows:

1. I am an attorney at law, duly licensed to practice before all Courts in the State of California, and am with the law firm Diversity Law Group, counsel of record for Plaintiff Oscar Robles (“Plaintiff”). I have personal knowledge of the facts set forth below and if called to testify I could and would do so competently.

2. From the inception of the case, Class Counsel have zealously represented the interests of the Settlement Class. The settlement was obtained for the benefit of the Settlement Class, as opposed to the individual Class Representative. Further, Class Counsel have been approved as class counsel on a number of prior cases, have litigated numerous other class action cases, and are competent to represent the class.

3. Both Plaintiff's and Defendant's counsel have a great deal of experience in wage and hour class action litigation. Plaintiff's counsel have been approved as class counsel in a number of wage and hour class actions.

4. Based on my review of all the information, and based on my experience in class action litigation, I believe this settlement to be fair, adequate, and reasonable.

5. I was retained based upon a contingency fee arrangement wherein Plaintiff's counsel agreed to advance all costs and receive no fee unless a recovery was accomplished. Specifically, had Plaintiff failed to prevail in this case, counsel for Plaintiff would have spent a significant amount of time, money and other resources without any benefit or return. In addition, had Plaintiff also failed to prevail in the present case, Defendant would have been able to seek attorney's fees and costs in connection with their defense of the case.

6. I have spent significant time researching and pursuing the claims that have been alleged in this action. The Parties engaged in formal and informal discovery, with the production of documents and information pertaining to the putative class and aggrieved employees.

7. My qualifications are as follows: I received my J.D. from Arizona State University College of Law in 2003. During law school, I was a summer associate at the law firm of Brobeck, Phleger & Harrison. I graduated *cum laude* from Arizona State University College

1 of Law in the top 10% of my class. While I was in law school, I was the Associate Managing
2 Editor of the Arizona State University College of Law, Law Journal. Upon graduation, I
3 practiced law as an associate at the Los Angeles County offices of Ogletree Deakins Nash
4 Smoak & Stewart, P.C., a national employment defense law firm that represents a significant
5 number of Fortune 500 companies.

6 8. My firm's primary focus is employment law. I have handled a number of wage
7 and hour matters including class actions and multiple-plaintiff actions. I have a practice that
8 encompasses cases in the Los Angeles Superior Courts, the Orange County Superior Courts, the
9 San Francisco County Superior Courts, the San Diego County Superior Courts, and the United
10 States District Courts for the Central, Eastern and Northern Districts of California.

11 9. I have been named as class counsel in a number of class actions that have been
12 granted final approval by the Superior Courts of Los Angeles County, Orange County, San
13 Francisco County, and other counties, and the United States District Court for the Central
14 District of California, including the following class actions: *Chan Lanier v. Citigroup, Inc. et al.*,
15 San Francisco Superior Court Case No. CGC-05-445143; *Naqvi v. Acoustic Home Loans et al.*,
16 Orange County Superior Court Case No. 05CC00263; *Ortega v. AIG*, Central District of
17 California Case No. CV 06-0196-RSWL (PJWx); *Universal Protection Overtime Cases*, Orange
18 County Superior Court, Judicial Council Coordination Proceeding No. 4480; *Hernandez v. CVS*
19 *Corp. et al.*, Judicial Council Coordination Proceeding No. 4539; *Padilla v. Safeway*, San Benito
20 County Superior Court Case No. CU-16-00182; *Valles v. Community Hospital of the Monterey*
21 *Peninsula*, Monterey County Superior Court Case No. 17CV003452; *DirecTv Wage and Hour*
22 *Cases*, Santa Clara Superior Court Judicial Council Coordination Proceeding No. 4850; *Perez v.*
23 *Standard Drywall, Inc.*, Alameda County Superior Court Case No. RG15761142; and *Davis v.*
24 *Nugget Market, Inc.*, Yolo County Superior Court Case No. CV-18-558.

25 10. I have no conflicts with the Settlement Class and will adequately represent the
26 Settlement Class.

27 11. I have no conflicts with Legal Aid at Work, which is the proposed *cy pres*
28 beneficiary of this settlement.

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

3 Executed on this 10th day of December 2025, at Los Angeles, California.

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Larry W. Lee