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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 OSCAR ROBLES IN SUPPORT OF PLAINTIFF'S MOTION FOR FINAL APPROVAL OF CLASS ACTION SETTLEMENT

Date: October 23, 2026
Time: 9:00 a.m.
Dept.: CX101

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

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DECLARATION OF OSCAR ROBLES

I, Oscar Robles, declare as follows:

1. I am an individual over the age of 18 years old and am a resident of California. I am the named Plaintiff in this matter. I have personal knowledge of the facts set forth below and if called to testify I could and would do so competently.

2. I was employed by Defendant Bally Americas Inc. ("Defendant") as a Sales Associate from about October 9, 2023, until on or about July 24, 2024. Throughout my employment, I worked as a non-exempt, hourly employee.

3. During my employment with Defendant, I regularly earned non-discretionary pay, such as incentives and commissions. During pay periods when I earned both non-discretionary pay and worked overtime, it is my understanding that the overtime wages were not paid at the correct regular rate of pay. Likewise, during pay periods when I earned both non-discretionary pay and sick pay, it is my understanding that I was underpaid sick pay wages. As such, I believe I am owed additional overtime and sick pay wages. I have yet to receive the underpaid wages owed to me.

4. Additionally, due to the underpayment of overtime and sick pay, it is my understanding that I was issued inaccurate wage statements that did not identify the correct information, such as the hourly rates of pay and gross and net wages earned.

5. Throughout this litigation, I have spent significant time discussing this case with my attorneys and explaining Defendant's pay practices. I have discussed this case, the facts involved, provided documents, and responded to questions from my attorneys.

6. I understand that this action was brought on behalf of all other current and former employees within the State of California, and thus I am acting as a representative for the Settlement Class. As Class Representative, I understand that it is my responsibility to act in the best interest of the Settlement Class and not my own. I agree that I will not put my own interests ahead of that of the Settlement Class, and that I will not settle out my claims separately or independently from the Settlement Class. Moreover, I am not aware of any conflicts that exist between my interest and the interests of the Settlement Class that would impair or affect my

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ability to serve as representative for the Settlement Class.

7. I have and continue to be willing to assist in the investigation of this matter as well as make myself available for any further proceedings in this matter as required to represent the interests of the Settlement Class. I also understand my duties and responsibilities to the proposed class and will carry out those duties as necessary.

8. I understand that the filing of this action was a matter of public record and that this was being prosecuted on a representative basis. I understand that a representative action would take longer to resolve in litigation than an individual action and undertook such risks.

9. I have spent a significant amount of time discussing this matter with my attorneys on many occasions and assisting with the prosecution of this matter. To date, I have performed a number of tasks in my role as the representative, including:

a. Meeting with my attorneys and discussing this case and the facts involved on numerous occasions, including discussing Defendant's policies and practices related to the claims;

b. Searching for and gathering documents related to this case, including my employment records and paystubs;

c. Reviewing the pleadings and other documents, including my PAGA letter, my declaration, and the settlement agreement; and

d. Regularly providing information to my attorneys and responding to any questions.

In total, I estimate I have spent approximately 30 hours in connection with this lawsuit.

10. I have discussed the terms of the settlement with my attorneys, and based on the information provided, I believe the settlement to be fair, adequate, and reasonable for myself and for the entire Settlement Class.

11. I am proud of the result of this lawsuit. I feel that it is a positive accomplishment and that many individuals will benefit from this lawsuit because of the actions that I have taken.

12. I understand that I could have been liable for Defendant's costs had Defendant prevailed. I also understand that this lawsuit was filed in the public court record, which may

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affect my ability to obtain future employment.

13. I also executed a general release of any and all claims, including a waiver of California Civil Code § 1542, which I understand was not required of other Settlement Class Members.

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

Executed on this 09/25/2026 day of September 2026, at Los Angeles, California.

Signed by:
FCE1EAAAD7F649D...

Oscar Robles