Larry W. Lee (State Bar No. 228175)
Mai Tulyathan (State Bar No. 316704)
DIVERSITY LAW GROUP, P.C.
515 S. Figueroa Street, Suite 1250
Los Angeles, CA 90071
(213) 488-6555
(213) 488-6554 facsimile
lwlee@diversitylaw.com
ktulyathan@diversitylaw.com

William L. Marder (State Bar No. 170131)
bill@polarislawgroup.com
Polaris Law Group
501 San Benito Street, Suite 200
Hollister, CA 95023
(831) 531-4214
(831) 634-0333 facsimile

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 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

DECLARATION OF LARRY W. LEE

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. The proposed settlement meets the criteria for this Court to grant final approval of this matter on a class-wide basis, as the settlement is fair, adequate, and reasonable.

3. The Joint Stipulation of Class Action and PAGA Settlement and the Amendment to Joint Stipulation of Class Action and PAGA Settlement (together, the "Agreement" or "Settlement Agreement") was the product of negotiation between highly able and experienced attorneys on both sides who possessed the relevant data and extensive legal research which they had carefully analyzed. Class Counsel engaged in extensive factual investigation before settling, including conducting significant meet and confer discussions with opposing counsel to obtain data for the entire class and to discuss the merits of the claims on behalf of the Settlement Class. This allowed Plaintiff to conduct a full damage analysis. The Parties engaged in arm's-length negotiations over the course of several months, resulting in this settlement.

4. The settlement in the case at bar warrants approval and carries a presumption of fairness. As previously noted in the application for Preliminary Approval, this current settlement was negotiated at arm's length. I support the settlement as fair, reasonable, and adequate, and in the best interest of the Settlement Class Members as a whole.

5. From the inception of the case, Class Counsel have zealously represented the interests of the Settlement Class. Class Counsel have engaged in significant discussions with Defendant's counsel to obtain informal data and documents and to discuss the merits of the claims on behalf of the Settlement Class. This settlement was obtained for the benefit of the Settlement Class, as opposed to the individual Class Representative.

6. I have been approved as class counsel in numerous other wage/hour class actions that have been granted class certification and final approval.

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

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

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

10. To date, I have incurred approximately 27.9 hours in connection with the

litigation of this lawsuit. Attached hereto as **Exhibit A** is a summary of the hours I have incurred to date.

11. The total lodestar for my hours will be approximately **$27,900.00**, based on the above total hours of 27.9 at an hourly rate of $1,000.00 per hour.

12. My current billing rate is $1,000.00 per hour. I was approved at an hourly rate of $800.00 per hour in *Martinez and Acosta v. City of Hope National Medical Center, et al.*, San Bernardino County Superior Court Case No. CIVDS2015729; *Jaime Moen v. Genentech, Inc.*, San Diego County Superior Court Case No. 37-2021-00008619-CU-OE-CTL; *Murray v. Granite Wellness Centers et al.*, Nevada County Superior Court Case No. CU20-084680; *Smith, et al. v. Clean Harbors Environmental Services, Inc.*, Sacramento County Superior Court Case No. 34-2021-00292526; *Correa et al. v. FedEx Supply Chain, Inc.*, San Bernardino County Superior Court Case No. CIVDS2023369; *Meguro v. Silicon Valley Bank,* Santa Clara County Superior Court Case No. 20CV369854; *Linaki v. Genji Pacific, LLC,* Alameda County Superior Court Case No. RG20074795; and *Robert Jordan v. Mondelez Global, LLC*, San Bernardino County Superior Court Case No. CIVSB2202758.

13. I was approved at $850.00 per hour in *Stephenson v. Healthcare Services, Inc.*, Orange County Superior Court Case No. 30-2019-01078609-CU-OE-CXC, *Lakey v. Poshmark, Inc.*, Santa Clara Superior Court, Case No. 22CV395084; *Audycki v. Stanford Health Care*, Santa Clara Superior Court Case No. 19CV347173; *Palomino v. Northrop Grumman Systems Corporation*, Santa Clara Superior Court Case No. 19CV345534; *Lakey v. Poshmark, Inc.*, Santa Clara Superior Court, Case No. 22CV395084; *Medina v. United Airlines, Inc.,* Los Angeles Superior Court, Case No. BC624742.

14. In 2024, I was approved at an hourly rate of $900.00 in *Abernathy v. Deacon Construction, LLC*, Santa Clara Superior Court Case No. 20CV367327; *Jordan v. Mondelez Global LLC*, San Bernardino Superior Court Case No. CIVSB2202758; *Middlebrooks v Fleetpride, Inc.*, Shasta County Superior Court Case No. 23CV-0202247; *Westmoreland v. Kindercare Education LLC* (N.D. Cal. Case No. 3:23-cv-03168-JD); *Chiesa et al. v. Airgas USA, LLC* (Sacramento County Superior Court Lead Case No. 34-2022-00325292). In 2026, my

hourly rate for class and representative actions increased to $1,000.00 per hour.

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

Executed on this 1st day of October 2026, at Los Angeles, California.



Larry W. Lee

EXHIBIT A

Robles v. Bally Americas Inc.
Larry W. Lee Time and Task Chart

Hours	Description of Work
5.8	Initial meeting with co-counsel and client; review client documents; review PAGA letter
2.0	Review and revise class and PAGA complaints
1.7	Review exposure analysis
0.5	Confer with defense counsel re: class data
2.7	Review and revise MOU
5.1	Review and revise Long Form Settlement Agreement
3.2	Review and revise motion for preliminary approval
2.1	Review supplemental briefings for motion for preliminary approval
1.2	Confer with defense counsel re: motion to enforce settlement agreement; review and revise motion to enforce
0.8	Review calculations from settlement administrator; review escalator clause
2.8	Review and revise Motion for Final Approval and supporting documents
27.9	**TOTAL HOURS**