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SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF RIVERSIDE

JOSE FUENTES, as an individual and on
behalf of all others similarly situated,

Plaintiff,

vs.

SOUTHWEST MATERIAL HANDLING,
INC., a California corporation; and DOES 1
through 100, inclusive,

Defendants.

Case No. CVRI2404365

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

**DECLARATION OF CONNOR
TEVENAN IN SUPPORT OF
PLAINTIFF'S MOTION FOR FINAL
APPROVAL OF CLASS ACTION AND
PAGA ACTION SETTLEMENT, CLASS
REPRESENTATIVE SERVICE
PAYMENT, AND ATTORNEYS' FEES
AND COSTS**

Date: May 18, 2026

Time: 8:30 a.m.

Dept.: 1

Action Filed: August 1, 2024

Trial Date: None Set

1 for each Settlement Class Member (“Class Data”) during the Class Period. The final mailing list
2 contained three hundred ninety (390) individuals identified as Settlement Class Members.

3 4. On February 18, 2026, Phoenix conducted a National Change of Address (“NCOA”)
4 search to update the class list of addresses as accurately as possible. A search of this database
5 provides updated addresses for any individual who has moved in the previous four (4) years and
6 notified the U.S. Postal Service of their change of address.

7 5. On February 27, 2026, Phoenix mailed the Notice via U.S. first class mail, in
8 English, to all three hundred ninety (390) Class Members on the Class Data. A true and correct copy
9 of the mailed Notice is attached hereto as **Exhibit A**.

10 6. As of the date of this declaration, eleven (11) Notices have been returned to Phoenix.
11 Phoenix performed a skip trace and remailed 10 Notices.

12 7. As of the date of this declaration, one (1) Notice was considered undeliverable.

13 8. As of the date of this declaration, Phoenix has received one (1) Request for Exclusion
14 from Settlement Class Members, a true and correct copy of which is attached hereto as **Exhibit B**.
15 The deadline to request exclusion from the Settlement was April 13, 2026.

16 9. As of the date of this declaration, Phoenix has received zero (0) Notices of Objection
17 from Class Members. The deadline for objecting to the Class Settlement was April 13, 2026.

18 10. As of the date of this declaration, Phoenix has received zero (0) Workweek disputes
19 from Class Members. The deadline for submitting a dispute was April 13, 2026.

20 11. There are three hundred eighty-nine (389) Class Members who did not submit timely
21 and valid Requests for Exclusion and are therefore deemed Participating Class Members,
22 representing approximately 99.74% of all Settlement Class Members. Participating Class Members
23 have worked a collective total of forty thousand three hundred eighty-nine (40,389) workweeks
24 during the Class Period.

25 12. The Net Settlement Amount of \$742,595.69 available to pay Participating Class
26 Members was determined by subtracting the requested Class Counsel attorneys' fees (\$433,333.33),
27 and costs (\$30,820.98), requested Service Payment to Plaintiff Moreno (\$10,000.00), the total
28

1 PAGA Amount (\$75,000.00), and the requested Settlement Administration Costs (\$8,250.00) from
2 the Gross Settlement Amount (\$1,300,000.00).

3 13. Based upon the calculations stipulated in the Settlement, the highest Individual
4 Settlement Payment to be paid is approximately \$5,211.46, the lowest Individual Settlement
5 Payment to be paid is approximately \$5.27, while the average Individual Settlement Payment to be
6 paid is approximately \$1,908.99. As of this date, Plaintiff Fuentes' estimated Individual Class
7 Payment is approximately \$3,164.29. Settlement Class Members will be issued payment of their
8 Individual Settlement Payments subject to reduction for the employee's share of taxes and
9 withholdings with respect to the wages portion of the Individual Settlement Payment.

10 14. Additionally, \$75,000.00 of the Gross Settlement Amount has been allocated toward
11 penalties under the Private Attorneys General Act ("PAGA Amount"), of which 65%, or \$48,750.00
12 ("PAGA Penalties"), shall be paid to the Labor and Workforce Development Agency ("LWDA"),
13 and 35%, or \$26,250.00, of which shall be paid to all Aggrieved Employees. There are two hundred
14 sixty-three (263) Aggrieved Employees who worked a total of ten thousand four hundred ninety-
15 five (10,495) workweeks during the PAGA Period. The highest Individual PAGA Payment to be
16 paid is approximately \$158.12, the lowest Individual PAGA Payment to be paid is approximately
17 \$1.25, and the average Individual PAGA Payment to be paid is approximately \$99.81. As of this
18 date, Plaintiff Fuentes' Individual PAGA Payment is approximately \$55.56.

19 15. Pursuant to the Settlement, Defendant has agreed to fund the employer-side taxes
20 due separately and apart from the Gross Settlement Amount. As of this date, and utilizing the
21 maximum tax rates, Phoenix estimates that the employer-side taxes should not exceed \$23,688.80.

22 16. To complete the Settlement Administration for *Fuentes v. Southwest Material*
23 *Handling, Inc.*, the Settlement Administration will include a combination of hard costs and hourly
24 costs detailed below:

- 25 • Hard Costs: Postage, Printing Supplies, Toll Free Setup, QSF Bank Setup,
26 NCOA, Skip Tracing, and Re-Mailing of Notices.
- 27 • Hourly Costs: The hourly rates include Programming Database & Setup, Project
28 Management, Notice Formatting, Programming Claims Database, Programming

1 Calculations, Disbursement Review, Printing of Notice & Individual Settlement
2 Payments, Reconciliation of Uncashed Checks, Conclusion Reports, Tax Filings,
3 and Case Management/Maintenance throughout pre- and post-settlement
4 distribution.

5 17. To date, Phoenix has spent time (i) preparing, printing, and mailing the Notice; (ii)
6 responding to inquiries and communicating with Class Members; (iii) conducting a National
7 Change of Address search to update the Class Members' addresses as accurately as possible; (iv)
8 processing and validating the Request for Exclusion; and (v) providing reports to the Parties'
9 counsel. The time Phoenix has dedicated to this Action, as of this date, is fifteen (15) hours.
10 Phoenix's hard costs to date are \$1,413.11.

11 18. After final approval, Phoenix will be (i) calculating the Net Settlement Amount and
12 the Individual Settlement Payments and Individual PAGA payments; (ii) issuing the Individual
13 Settlement Payments and, to the extent applicable, Individual PAGA Payment checks and
14 distributing them to Participating Class Members and Aggrieved Employees; (iii) issuing the
15 payment to Class Counsel for Court-approved attorneys' fees and costs, the Service Payment check
16 to Plaintiff, remitting payment to the LWDA and the employer/employee payroll taxes to the proper
17 taxing authorities; (iv) printing and providing Participating Class Members, PAGA Employees,
18 Plaintiff, and Class Counsel with, as applicable and set forth in the Settlement, W-2s and 1099
19 forms.

20 19. The *estimated* time Phoenix will dedicate to this Action, after final approval through
21 closure of the QSF, is thirty-five (35) hours. Phoenix's *estimated* expenses it anticipates incurring
22 are \$1,977.11.

23 20. Phoenix has agreed to perform all the listed Settlement Administration duties for
24 *Jose Fuentes v. Southwest Material Handling, Inc.* for an agreed upon Fixed Fee of \$8,250.00. A
25 detailed list of Phoenix's pre-distribution hourly and hard cost totals, in addition to the estimated
26 hours and hard costs needed to complete the post-distribution Settlement Administration, is attached
27 hereto as **Exhibit C**.

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

Executed this 22nd day of April 2026, at Orange, California.

Connor Tevenan
CONNOR TEVENAN

Exhibit A

COURT APPROVED NOTICE OF CLASS ACTION AND PAGA SETTLEMENT AND HEARING DATE FOR FINAL COURT APPROVAL

*Jose Fuentes v. Southwest Material Handling, Inc.,
Case No. CVRI2404365 (Riverside County Superior Court)*

***The Riverside County Superior Court authorized this notice.
It is not junk mail, spam, an advertisement, or solicitation by a lawyer.
Please read it carefully! You are not being sued.***

You may be eligible to receive money from an employee class and representative action lawsuit (“Action”) against Southwest Material Handling, Inc. (“Defendant”) for alleged wage and hour violations. The Actions were filed by former employee, Jose Fuentes, and seek payment of back wages and other relief for a class of all persons currently or formerly employed by Defendant as hourly-paid employees in the State of California (“Class Members”) who worked for Defendant during the Class Period (August 1, 2020, through December 31, 2025); and (2) penalties under the California Private Attorney General Act (“PAGA”) for all Class Members who worked for Defendant during the PAGA Period (August 1, 2023, through December 31, 2025) (“Aggrieved Employees”).

The proposed Settlement has two main parts: (1) a Class settlement requiring Defendant to fund Individual Class Payments, and (2) a PAGA settlement requiring Defendant to fund Individual PAGA Payments and pay PAGA Penalties to the California Labor and Workforce Development Agency (“LWDA”).

Based on Defendant’s records, and the Parties’ current assumptions, **your Individual Class Payment is estimated to be «ESA_Before_Paga» (less withholding) and your Individual PAGA Payment is estimated to be «PAGA_Amount».** The actual amount you may receive likely will be different and will depend on a number of factors. (If no amount is stated for your Individual PAGA Payment, then according to Defendant’s records you are not eligible for an Individual PAGA Payment under the Settlement because you didn’t work during the PAGA Period.)

The above estimates are based on Defendant’s records showing that **you worked «Total_Weeks» Workweeks during the Class Period and you worked «PAGA_Pay_Periods» Pay Periods during the PAGA Period.** If you believe that you worked more during either period, you can submit a challenge by the deadline date.

The Court has already preliminarily approved the proposed Settlement and approved this Notice. The Court has not yet decided whether to grant final approval of the Settlement. Your legal rights are affected whether you act or not act. **READ THIS NOTICE CAREFULLY.** You will be deemed to have read and understood it. At the Final Approval Hearing, the Court will decide whether to finally approve the Settlement and how much of the Settlement will be paid to Plaintiff and Plaintiff’s attorneys (“Class Counsel”). The Court will also decide whether to enter a judgment that requires Defendant to make payments under the Settlement and requires Class Members and Aggrieved Employees to give up their rights to assert certain claims against Defendant.

YOUR LEGAL RIGHTS AND OPTIONS IN THIS SETTLEMENT

DO NOTHING	Receive money. Give up rights to sue Defendant for claims released in the Settlement.
EXCLUDE YOURSELF	Receive no money from the Class settlement. You will retain the right to pursue your own legal claims against Defendant. However, even if you exclude yourself from the Class settlement, you will still receive a portion of the PAGA settlement and be bound by it if you worked during the PAGA Period.
OBJECT	Write to the Court about why you object to the Settlement. If the Settlement receives Final Approval, you will receive money and give up rights to sue Defendant for claims released in the Settlement.
CHALLENGE YOUR NUMBER OF WORKWEEKS AND/OR PAY PERIODS	Challenge your number of Workweeks or Pay Periods listed in this Notice and provide supporting evidence. If you challenge your workweeks or pay periods, you will still be part of the Settlement and will give up rights to sue Defendant for claims released in the Settlement.

BASIC INFORMATION

1. WHY AM I RECEIVING THIS NOTICE?

Defendant’s records indicate that you worked for Defendant at some point(s) between August 1, 2020, and December 31, 2025, and are therefore a member of the Class for purposes of this Settlement.

You received this Notice because you have a right to know about a proposed Settlement of the Action, and about all of your options, before the Court decides whether to finally approve the Settlement. The Settlement will resolve all Class Members’ claims, which are described below, during the Class Period. The Settlement will also resolve claims for civil penalties brought under the California Private Attorneys’ General Act (“PAGA”). If you are a Class Member, you are also an “Aggrieved Employee” if you worked for Defendant during the “PAGA Period,” which is August 1, 2023, through December 31, 2025.

QUESTIONS? CALL 1-800-523-5773 TOLL FREE

If the Court grants Final Approval to the Settlement, a settlement Administrator appointed by the Court will issue the payments provided for by the Settlement to Class Members. You are encouraged to always keep your address up to date with the Administrator (the Administrator's contact information can be found in Section 12, below).

This Notice package explains the allegations and background regarding the lawsuit, the Settlement, your legal rights, what benefits are available, who is eligible for them, and how to receive those benefits.

The Court in charge of the Action is the Riverside County Superior Court, and the case is titled *Jose Fuentes v. Southwest Material Handling, Inc.*, Case No. CVRI2404365. The person who sued, Jose Fuentes, is the Plaintiff, and the company sued, Southwest Material Handling, Inc. is the Defendant.

2. WHAT IS THE LAWSUIT ABOUT?

The Plaintiff in the lawsuit alleges wage and hour violations against Defendant for: (1) Failure to Pay All Overtime Wages; (2) Minimum Wage Violations; (3) Meal Period Violations; (4) Rest Period Violations; (5) Failure to Reimburse Necessary Business Expenses; (6) Wage Statement Violations; (7) Waiting Time Penalties; (8) Unfair Competition; and (9) Civil Penalties under the Private Attorneys General Act ("PAGA Penalties) based on the alleged violations of the California Labor Code listed above. Defendant denies Plaintiff's claims and denies any wrongdoing.

3. WHY IS THIS A CLASS ACTION?

In an employment class action, one or more people called "Class Representatives" (in this case, the Plaintiff) sue on behalf of all workers who they contend have similar claims. All of these workers are a Class or Class Members. Bringing one lawsuit, as opposed to many small ones, saves money, time and court resources. The court resolves the issues for all Class Members, except for those who exclude themselves from the Class.

4. WHY IS THERE A SETTLEMENT?

The Court has not decided in favor of the Plaintiff or Defendant on the merits of the claims alleged in the lawsuit. Plaintiff believes Plaintiff would win at trial. Defendant thinks that Plaintiff's lawsuit would not proceed to a trial and/or that Plaintiff would not win at trial. However, there has been no trial. Instead, in acknowledgement of the risk that both Parties face should the case proceed, the Parties have agreed to a negotiated settlement. This way, all Parties avoid the cost of preparing for and conducting a trial, the risk of losing the right to a trial, and the workers affected by the alleged violations receive compensation. The Settlement represents a compromise and settlement of highly disputed claims. The Plaintiff, as well as Plaintiff's lawyers (called "Class Counsel"), believes the Settlement is fair and reasonable and in the best interests of all Class Members.

WHO IS INCLUDED IN THE SETTLEMENT?

5. WHO IS INCLUDED IN THE SETTLEMENT?

If you received this Notice, you are a Class Member for settlement purposes. The Class includes: All employees of Defendant who were classified as hourly and worked within the State of California at any time from August 1, 2020 through December 31, 2025.

6. ARE THERE EXCEPTIONS TO BEING INCLUDED?

You are not a Class Member if you already have resolved the claims asserted in this lawsuit, whether by settlement or a separate legal proceeding (i.e., another lawsuit).

THE SETTLEMENT BENEFITS—WHAT YOU GET

7. WHAT DOES THE SETTLEMENT PROVIDE?

Defendant has agreed to pay a Gross Settlement Amount ("GSA") of \$1,300,000 (one million, three hundred thousand dollars and zero cents) to settle the lawsuit. From the GSA, Class Counsel will apply to the Court for attorneys' fees of up to 35% of the GSA, currently \$455,000, plus reimbursement for actual costs and expenses incurred; a Class Representative Service Payment of \$10,000 to Plaintiff (for Plaintiff's work and efforts prosecuting this case); a PAGA Penalties payment of \$75,000 to resolve the PAGA claims; and Settlement Administration Costs to \$8,250.00. The exact amount of the Class Counsel's Fees and Litigation Expenses, Class Representative Service Payment, and Administration Costs will be determined by the Court at the Final Approval hearing. The remaining portion of the Settlement amount, the "Net Settlement Amount" or the "NSA," is currently estimated to be approximately **\$733,416.67**. The NSA will be apportioned and paid out as Individual Class Payments to the Settlement Class Members, who are the Class Members that do not request to be excluded ("opt out") of the Settlement.

PAGA Penalties payment: As part of the PAGA portion of the Settlement, the Parties will ask the Court to approve a \$75,000 PAGA Penalties payment in settlement of claims for civil penalties under PAGA. As required under PAGA, 65% of the PAGA Penalties payment, or \$48,750, will be paid to the California Labor and Workforce Development Agency. The remaining 35% of the PAGA Penalties payment, or \$26,250, will be distributed to the Aggrieved Employees as Individual PAGA Payments.

8. HOW MUCH WILL MY PAYMENT BE?

An approximation of your Individual Class Payment appears on the first page of this Notice. If you are also an Aggrieved Employee, an approximation of your Individual PAGA Payment will also appear on the first page of this Notice.

Individual Class Payment: Your Individual Class Payment is based on the number Workweeks you worked, as represented in Defendant's records, in comparison to the total number of Workweeks worked by all Class Members during the Class Period (August 1, 2020, through December 31, 2025). Eighty percent (80%) of each Class Member's Individual Class Payment will be treated as a payment in settlement of the alleged claims for penalties and interest and will be reported on a Form 1099 by the Settlement Administrator, and twenty percent (20%) of each Class Member's Individual Class Payment will be treated as a payment in settlement of alleged claims for unpaid wages. The 20% allocated as unpaid wages will be reduced by applicable payroll tax withholdings and deductions and reported on a Form W-2.

Individual PAGA Payment: If you worked for Defendant from August 1, 2023 through December 31, 2025 ("PAGA Period"), you are also an "Aggrieved Employee" and will receive an Individual PAGA Payment in addition to your Individual Class Payment. The Individual PAGA Payments are based on the number of PAGA Pay Periods worked by each Aggrieved Employee in comparison to the total amount of PAGA Pay Periods worked by all Aggrieved Employees during the PAGA Period. One hundred percent (100%) of each Aggrieved Employees' Individual PAGA Payment will be characterized as penalties and will not be reduced by payroll tax withholdings and deductions. The Individual PAGA Payment will be reported on a Form 1099 by the Settlement Administrator. An approximation of your anticipated Individual PAGA Payment appears on the first page of this Notice.

For the Class Members who are also Aggrieved Employees, their Individual Class Payment will be combined with their Individual PAGA Payment, and they will receive a single check for the combined payments. If a Class Member chooses to opt-out of the Settlement, they will still receive an Individual PAGA Payment, as Aggrieved Employees cannot opt-out of the PAGA portion of the Settlement under California law.

HOW YOU GET A PAYMENT

9. HOW DO I RECEIVE A PAYMENT?

You do not need to do anything to receive a payment. However, if you believe that the number of Workweeks or PAGA Pay Periods you worked is incorrect, you may request to correct it by providing any supporting evidence to the settlement Administrator, whose contact information is listed in Section 12 below.

10. WHEN WOULD I GET MY PAYMENT?

The Court will hold a Final Fairness Hearing on May 18, 2026, at 8:30am, to decide whether to approve the Settlement. If the Judge approves the Settlement, and anyone objects, there may be appeals. It is always uncertain when these objections and appeals can be resolved and resolving them can take time. If there is no objection, the Effective Date of the Settlement will be the date of entry of the Court's Order granting final approval.

Following the Effective Date, Individual Class Payments and Individual PAGA Payments will be mailed to Participating Class Members and Aggrieved Employees approximately 190 days after the Court's approval of the Settlement becomes final so long as there are no appeals.

Settlement checks should be cashed promptly upon receipt. Proceeds of checks which remain uncashed after 180 days from the date of issuance will be redistributed to the Class Members who have cashed their checks. If your settlement check is lost or misplaced, you should contact the Settlement Administrator immediately to request a replacement.

For an update on the status of payments, please contact the Settlement Administrator (see Section 12).

11. WHAT AM I GIVING UP TO GET A PAYMENT?

If the Court approves this Settlement and unless you exclude yourself, you will become a Participating Class Member, and that means that you cannot sue, continue to sue, or be part of any other lawsuit against Defendant concerning the legal claims being resolved in this Settlement. Specifically, you will be giving up or "releasing" the Released Class Claims described below against Defendant and all of Defendant's officers, directors, employees and agents ("Released Parties"). The releases become effective once the GSA is fully funded by Defendant.

Released Class Claims: The "Released Class Claims" are all claims, damages, debts, liabilities, obligations, penalties, actions, rights, demands, liabilities, and causes of action of any kind, arising under state, federal, or local law, whether statutory, common law, or administrative law, at any time during the Class Period, that were alleged or which could have reasonably been alleged based on the facts alleged in the Operative Complaint and the PAGA Notice, and/or ascertained in the course of the Action.

Released PAGA Claims: Plaintiff and the State of California will also release all claims for PAGA civil penalties that accrued during the PAGA Period and that were alleged or reasonably could have been alleged based on the facts alleged in the Operative Complaint and the PAGA Notice, and/or ascertained in the course of the Action.

EXCLUDING YOURSELF FROM THE SETTLEMENT

12. HOW DO I EXCLUDE MYSELF FROM THE SETTLEMENT?

To exclude yourself from the Settlement, you must send the Settlement Administrator a written and signed request for exclusion which must be postmarked no later than 45 days after this Notice is mailed. Be sure to include your name, address, and telephone number, and any other information you think would be helpful to the settlement Administrator to identify you. You can send your Request for Exclusion Form to the settlement Administrator no later than April 13, 2026. A copy of the Request for Exclusion Form is included with

this Notice. Send the completed Request for Exclusion Form directly to the settlement Administrator at Phoenix Settlement Administrators, P.O. Box 7208, Orange, CA 92863.

If you ask to be excluded from the Settlement, you will not be legally bound by anything that happens in the Action, except as it relates to settlement of the PAGA claim. If you ask to be excluded from the Settlement you will not be able to object to the Settlement and you will not receive an Individual Class Payment, but you will still receive an Individual PAGA Payment if you worked for Defendant during the PAGA Period (August 1, 2023, through December 31, 2025). If you ask to be excluded, you may be able to sue (or continue to sue) Defendant in the future.

13. IF I DON'T EXCLUDE MYSELF, CAN I SUE DEFENDANT FOR THE SAME THING LATER?

No. Unless you exclude yourself, you give up any right to sue Defendant for the claims that this Settlement resolves. If you have a pending lawsuit, speak to your lawyer in that case immediately. You must exclude yourself from this Class to continue your own lawsuit. Remember, the exclusion deadline is 45 days after this Notice is mailed.

14. IF I EXCLUDE MYSELF, CAN I GET MONEY FROM THIS SETTLEMENT?

No. If you exclude yourself, you will not receive any money from this NSA. However, if you timely exclude yourself from the Settlement, you will retain the right to pursue your own legal action against Defendant, if you desire. If you choose to opt-out of the Settlement and you are an Aggrieved Employee, you will still receive an Individual PAGA Payment, as Aggrieved Employees cannot opt-out of the PAGA portion of the Settlement under California law.

THE LAWYERS REPRESENTING YOU IN THIS LAWSUIT

15. DO I HAVE A LAWYER IN THIS CASE?

The Court has determined that Haines Law Group, APC is qualified to represent you and the Class Members in the lawsuit. These lawyers are called Class Counsel and their contact information is listed below. If you want to be represented by your own lawyer, you may hire one at your own expense.

Pul K. Haines (SBN 248226)
phaines@haineslawgroup.com
 Fletcher W. Schmidt (SBN 286462)
fschmidt@haineslawgroup.com
 Matthew K. Moen (SBN 305956)
mmoen@haineslawgroup.com
HAINES LAW GROUP, APC
 2155 Campus Drive, Suite 180
 El Segundo, California 90245
 Telephone: (424) 292-2350
 Facsimile: (424) 292-2355

16. HOW WILL THE LAWYERS BE PAID?

Class Counsel will ask the Court to approve up to 35% of the GSA (currently \$455,000) for attorneys' fees incurred in investigating the facts, litigating the case, and negotiating the Settlement. Class Counsel will also seek Court-approval of reimbursement of actual litigation expenses incurred in this matter. The Court may award Class Counsel less than what they request. Class Counsel will also ask the Court to approve payment to Plaintiff Jose Fuentes, in the amount of \$10,000 in addition to Plaintiff's Individual Class Payment and Individual PAGA Payment for the initiative, risk, and time and energy Plaintiff has spent in service to the Class as the Class Representative. The Court may award the Class Representative less than what is requested.

OBJECTING TO THE SETTLEMENT

You can and have the right to tell the Court you do not agree with the Settlement or some part of it.

17. HOW DO I TELL THE COURT THAT I OBJECT TO THE SETTLEMENT?

If you don't think the Settlement is fair, you can object to some or all of the Settlement. You can either object to the Settlement in person at the Final Approval Hearing or you can submit a written objection. Written objections and notices of intent to appear at the Final Approval Hearing must be mailed to the Settlement Administrator and postmarked on or before April 13, 2026, at the following address P.O. Box 7208, Orange, CA 92863. An Objection Form is included with this Notice.

The written objection should state your name and address and describe all legal and factual reasons that you object to the terms of the Settlement. You should also include or attach any documents upon which your objection is based. If the Court overrules the objection at the Final Approval hearing, the Settlement Agreement will be approved, and you will receive your payment. If you do not submit a written objection, you may still appear at the Final Approval hearing to voice your objection or to otherwise observe the proceedings.

18. WHAT'S THE DIFFERENCE BETWEEN OBJECTING AND REQUESTING EXCLUSION?

Objecting is simply telling the Court that you do not agree with something about the Settlement. You can object only if you stay in the Class.

Requesting exclusion is telling the Court that you do not want to be part of the Class. If you exclude yourself, you have no basis to object because the case no longer affects you, and you do not get any money from this Settlement. If you submit both an objection and a request to be excluded from the settlement, the request to be excluded will control and you will not get any money from the NSA. If you are an Aggrieved Employee, you will still receive an Individual PAGA Payment, as Aggrieved Employees cannot opt-out of the PAGA portion of the Settlement under California law.

THE COURT'S FAIRNESS HEARING

The Court will hold a Final Approval Hearing to decide whether to approve the Settlement. You may attend and you may ask to speak, but you don't have to.

19. WHEN AND WHERE WILL THE COURT DECIDE WHETHER TO APPROVE THE SETTLEMENT?

The Court will hold a Final Approval Hearing at 8:30am on May 18, 2026 in Department 1 of the Riverside County Superior Court located at 4050 Main Street, Riverside, CA 92501 to determine whether the Settlement should be finally approved as fair, reasonable, and adequate. If there are objections, the Court will consider them at that time. The Court will also be asked to approve the requests for the Class Representative Service Payment and the Class Counsel Fees and Litigation Expenses Payments.

20. DO I HAVE TO COME TO THE HEARING?

No. Class Counsel will answer questions the Court may have. However, you are welcome to attend. If you send an objection, you do not have to come to the Court to talk about it. As long as you mailed your written objection to the settlement administrator on time, the Court will consider it. You may also pay your own lawyer to attend, but it is not necessary.

IF YOU DO NOTHING

21. WHAT IF I DO NOTHING AT ALL?

If you do nothing, you will receive a Settlement payment, and you will be bound by the terms of Settlement, which means that you will not be able to start a lawsuit, continue a lawsuit, or be a part of any other lawsuit against the Defendant about the legal issues in the Action.

GETTING MORE INFORMATION

22. HOW DO I GET MORE INFORMATION?

You may contact Class Counsel at the contact information listed above in Section 15 if you have any questions about the Settlement. You may also contact the Court-appointed Settlement Administrator, Phoenix Settlement Administrators, by calling toll free 1-800-523-5773, or you can write to the Administrator at the following address:

Phoenix Settlement Administrators
Jose Fuentes v. Southwest Material Handling, Inc. Settlement
 P.O. Box 7208
 Orange, CA 92863
 Telephone: (800) 523-5773
 Facsimile: (949) 209-2503

PLEASE DO NOT TELEPHONE THE COURT OR SOUTHWEST MATERIAL HANDLING, INC.'S COUNSEL FOR INFORMATION REGARDING THIS SETTLEMENT OR THE CLAIM PROCESS. YOU MAY, HOWEVER, CALL CLASS COUNSEL OR THE SETTLEMENT ADMINISTRATOR, LISTED ABOVE.

DISPUTE FORM

Jose Fuentes v. Southwest Material Handling, Inc.,
Riverside County Superior Court
Case No.: CVRI2404365

IF YOU BELIEVE THAT THE NUMBER OF WORKWEEKS OR PAY PERIODS LISTED BELOW IS INCORRECT, YOU MAY DISPUTE THE INFORMATION BY SUBMITTING DOCUMENTATION SHOWING THE CORRECT NUMBER OF WORKWEEKS OR PAY PERIODS YOU BELIEVE YOU WORKED DURING THE RELEVANT TIME PERIODS. ALL DISPUTES MUST BE MAILED OR DELIVERED DIRECTLY TO THE SETTLEMENT ADMINISTRATOR: PHOENIX SETTLEMENT ADMINISTRATORS P.O. BOX 7208, ORANGE, CA 92863.

DEADLINE: ALL DISPUTES MUST BE POSTMARKED OR DELIVERED ON OR BEFORE APRIL 13, 2026.

According to Defendant's records:

- You worked «Total_Weeks» workweeks for Southwest Material, Inc. in California between August 1, 2020 and December 31, 2025;
- There were a total of 40,375 workweeks worked for Southwest Material Handling, Inc. in California by all Class Members between August 1, 2020 and December 31, 2025;
- You worked «PAGA_Pay_Periods» weekly pay periods for Southwest Material Handling, Inc. in California between August 1, 2023 and December 31, 2025; and
- There were a total of 10,494 weekly pay periods worked for Southwest Material Handling, Inc. in California by all PAGA Aggrieved Employees between August 1, 2023 and December 31, 2025.

Based on this information, your Settlement Award is estimated to be «ESA_Before_Paga». Your share of the PAGA Amount is estimated to be «PAGA_Amount».

Provide any evidence to support what you believe is your actual number of workweeks and pay periods during the relevant time periods. Please attach additional pages if necessary:

OBJECTION FORM

Jose Fuentes v. Southwest Material Handling, Inc,
 Riverside County Superior Court
 Case No.: CVRI2404365

ALL OBJECTIONS MUST BE MAILED OR DELIVERED DIRECTLY TO THE SETTLEMENT ADMINISTRATOR, PHOENIX SETTLEMENT ADMINISTRATORS AT P.O BOX 7208, ORANGE, CA 92863. ALL OBJECTIONS MUST BE POSTMARKED OR DELIVERED ON OR BEFORE APRIL 13, 2026. SUBMITTING THIS FORM DOES NOT REQUIRE YOU TO APPEAR IN COURT. THE COURT WILL CONSIDER YOUR OBJECTION WHETHER OR NOT YOU APPEAR.

OBJECTING CLASS MEMBER INFORMATION:

 Name Telephone Number

 Address Last 4 SSN

 Date Signature

DESCRIBE THE NATURE AND BASIS OF EACH OBJECTION AND PLEASE ATTACH ADDITIONAL PAGES IF NECESSARY:

REQUEST FOR EXCLUSION FORM
Jose Fuentes v. Southwest Material Handling, Inc.
Riverside County Superior Court
Case No.: CVRI2404365

IF YOU DO NOT WISH TO BE PART OF THE CLASS ACTION SETTLEMENT, YOU MUST COMPLETE, SIGN AND MAIL OR DELIVER THIS FORM, POSTMARKED ON OR BEFORE APRIL 13, 2026, ADDRESSED AS FOLLOWS:

PHOENIX SETTLEMENT ADMINISTRATORS
Jose Fuentes, v. Southwest Material Handling, Inc.
SETTLEMENT ADMINISTRATOR
P.O. BOX 7208
ORANGE, CA 92863
TELEPHONE: (800) 523-5773

DO NOT SUBMIT THIS FORM IF YOU WISH TO BE PART OF THE CLASS ACTION SETTLEMENT. DO NOT SUBMIT THIS FORM TO THE COURT.

By signing, filling out, and returning this form, I confirm that I do not want to be included in the Settlement of the lawsuit entitled *Jose Fuentes v. Southwest Material Handling, Inc.*, Riverside County Superior Court Case No. CVRI2404365.

I HAVE READ THE NOTICE TO SETTLEMENT CLASS AND I WISH TO OPT OUT OF THE SETTLEMENT CLASS IN *JOSE FUENTES V. SOUTHWEST MATERIAL HANDLING, INC.*, RIVERSIDE SUPERIOR COURT CASE NO. CVRI2404365.

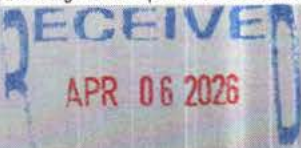
I UNDERSTAND THAT IF I OPT OUT FROM THE SETTLEMENT CLASS, I WILL NOT RECEIVE MONEY FROM THE CLASS SETTLEMENT OF THIS LAWSUIT. HOWEVER, I MAY STILL BE ENTITLED TO RECEIVE A PORTION OF THE SETTLEMENT OF THE CLAIMS BROUGHT PURSUANT TO THE LABOR CODE PRIVATE ATTORNEYS GENERAL ACT OF 2004 (“PAGA”) AS DESCRIBED IN THE ACCOMPANYING NOTICE TO SETTLEMENT CLASS.

Name Last Four Digits of Social Security Number

Address

Date Signature

Exhibit B



REQUEST FOR EXCLUSION FORM
Jose Fuentes v. Southwest Material Handling, Inc.
 Riverside County Superior Court
 Case No.: CVRI2404365

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Gina Nichols



Name

Last Four Digits of Social Security Number

4140 workman mill road #52, whittier, Ca. 90601

Address

3/5/2026

Date

Digitally signed by:

Signature



1609 James M. Wood Blvd,
2nd floor
Los Angeles, CA 90015

CERTIFIED MAIL

FOR USE ONLY WITH IMpb SHIPPING LABEL

Label 3800-N, January 2014

PSN 7690-17-000-0906

NATIONWIDE LEGAL
NWL PDF
1609 JAMES M WOOD BLVD
LOS ANGELES CA 90015-1005

4/2

USPS CERTIFIED MAIL



9414 8118 9876 5525 0089 17

Phoenix Settlement Administrators
P.O. 7208
ORANGE CA 92863



LA766487

\$9.75 US POSTAGE
FIRST-CLASS IMI

Mar 30 2026

Mailed from ZIP 90015

1 OZ FIRST-CLASS MAIL FLATS RATE
ZONE 1

11923275



063S0010282495

Exhibit C



PHOENIX

CLASS ACTION ADMINISTRATION SOLUTIONS

CASE ASSUMPTIONS

Class Members	389
Subtotal Admin Only	\$8,860.22
Fixed Fee	\$8,250.00

For 389 Class Members

April 21, 2026

Case Invoice: Fuentes v. Southwest Material Handling, Inc.

Itemized Preliminary Approval Setup and Notice Mailing: Hourly and Hard Cost Totals

Administrative Tasks:	Rate	Hours/Units	Line Item Estimate
Class Data Base Programming Database & Setup	\$125.00	2	\$250.00
Toll Free Setup*	\$150.00	2	\$300.00
Class Notice Packet Formatting	\$125.00	2	\$250.00
Printing Setup and Printing	\$125.00	3	\$375.00
Case Manager Associate Maintenance	\$125.00	2	\$250.00
Case Associate Maintenance	\$65.00	2	\$130.00
Programming Undeliverables	\$50.00	2	\$100.00
Hourly Totals:		15	\$1,655.00
Data Merge & Duplication Scrub	\$0.20	389	\$77.80
Call Center & Long Distance	\$2.00	39	\$77.80
NCOA (USPS)	\$0.35	389	\$136.15
Notice Packet & Opt-Out Form (Paper and	\$1.50	389	\$583.50
Postage (up to 2 oz.)*	\$0.74	389	\$287.86
Static Website	\$250.00	1	\$250.00
Hard Cost Totals:			\$1,413.11

Estimated Itemized Final Approval Setup and Distribution: Hourly and Hard Cost Totals:

Project Action:	Rate	Hours/Units	Line Item Estimate
Programming Distribution Database	\$150.00	4	\$600.00
Estimated Case Associate Hours	\$55.00	4	\$220.00
Estimated Case Manager Hours	\$85.00	4	\$340.00
Programming Calculations	\$135.00	4	\$540.00
Disbursement Review	\$135.00	3	\$405.00
QSF Bank Account & EIN	\$75.00	2	\$150.00
Check Run Setup & Printing	\$135.00	3	\$405.00
Reminder Check Cashing Postcard Print and	\$135.00	2	\$270.00
Reconcile Uncashed Checks	\$85.00	3	\$255.00
Conclusion Reports	\$115.00	2	\$230.00
Case Manager Conclusion	\$85.00	2	\$170.00
Final Reporting & Declarations	\$115.00	2	\$230.00
Hourly Totals:		35	\$3,815.00
Class Checks	\$1.25	389	\$486.25
Estimated Postage	\$0.74	389	\$287.86
Remail Undeliverable Checks (Postage Included)	\$1.50	2	\$3.00
IRS & QSF Annual Tax Reporting * (State Tax Reporting Included)	\$1,200.00	1	\$1,200.00
Estimated Hard Cost Totals:			\$1,977.11
Invoice Total:			\$8,860.22