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Attorneys for Plaintiff Semaj Graham

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES**

SEMAJ GRAHAM as individual and on
behalf of all others similarly situated,

Plaintiff,

vs.

4283929 DELAWARE LLC; and DOES 1
through 50, inclusive,

Defendants.

Case No.: 24STCV19351

**DECLARATION OF KRISTEN M. AGNEW IN
SUPPORT OF PLAINTIFFS' MOTION FOR
PRELIMINARY APPROVAL OF CLASS AND
REPRESENTATIVE ACTION SETTLEMENT**

Date: November 3, 2025

Time: 10:00 a.m.

Dept.: 7

Action Filed: August 2, 2024

Trial Date: None Set

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I, Kristen M. Agnew, declare as follows:

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

2. From the inception of the case, Class Counsel has zealously represented the
s of the Class. I have no conflicts with the Class and will adequately represent the Class.

3. I believe that Plaintiff and the Class could prevail at trial. However, I also believe in the fairness of the settlement, which is based on factoring in the uncertainty and risks associated with not prevailing on one or more theories of liability, the possibility of losing at trial, the possibility of potential for appeals. Moreover, as Defendant adamantly denies that it should be liable for the full extent of the alleged damages and penalties, there is a possibility that Plaintiff and the Class would be awarded less or recover nothing at trial. Thus, after taking into account sharply the legal issues involved in this litigation, the risks associated with further prosecution, the costs caused by potential appeals, and the substantial benefits to be received pursuant to the Settlement Agreement, I believe that the proposed settlement is fair, reasonable, and adequate in the best interests of the Class.

4. Diversity Law Group has a great deal of experience in wage and hour class action on and has been approved as class counsel in a number of class actions.

5. My qualifications are as follows: I was the 2003 recipient of the Spelman Presidential Scholarship to Emory University School of Law. During law school, I was a summer associate at the law firm of Sonnenschein, Nath and Rosenthal, and clerked with the Atlanta Office of the Equal Employment Opportunity Commission. I received my J.D. from Emory University in 2006 and was admitted to the California Bar in December 2006. Following law school, I was an associate at Sonnenschein from September 2006 to May 2009.

6. Since 2009, my primary area of practice has been employment litigation. I have worked law at two pre-eminent employment defense firms. From May 2009 to June 2011, I

1 was an associate at Ogletree, Deakins, Nash, Smoak & Stewart, P.C. I was also an associate, and
2 then senior associate, in the labor and employment practice group of Seyfarth Shaw, LLP from
3 June 2011 to May 2016. At both Ogletree and Seyfarth, I represented a wide array of fortune 500
4 companies in employment litigation in both state and federal courts, as well as before
5 government agencies, including the California Department of Labor. My practice included the
6 defense of single plaintiff and multi-plaintiff lawsuits involving claims under the California Fair
7 Employment and Housing Act, the California Labor Code and the Fair Labor Standards Act. I
8 also handled a number of wage and hour class actions.

9 7. In June 2016, I joined Diversity Law Group, P.C. where I spend most of my time
10 handling employment cases. I primarily represent employees.

11 8. I served as the lead associate on a number of wage and hour class actions,
12 including *Martha Cardenas v. Gold's Gym*, Los Angeles County Superior Court Case No.
13 BC445112; *Nathaniel Werner v. Crown Equipment Corporation*, Los Angeles County Superior
14 Court Case No. BC439428; *Christopher Williams v. Allstate Insurance Co.*, Los Angeles County
15 Superior Court Case No. BC382577; *Hwang v. Caltech*, Los Angeles County Superior Court
16 Case No. BC464894; *Melissa Roberts v. Zale Delaware, Inc.*, Los Angeles Superior Court Case
17 No. BC523610; *Michael Oliver v. Konica Minolta Business Solutions U.S.A., Inc.*, Santa Clara
18 County Superior Court Case No. 114-CV-263183; *Tessa Hodge v. Zale Delaware, Inc., d/b/a*
19 *Piercing Pagoda*, San Bernardino Superior Court Case No CIVVS1301632; *Warren v. Paychex,*
20 *Inc.*, N.D. Cal. Case No. 3:10-cv-02006; *Tapia v. Zale Delaware Inc. et al*, S.D. Cal. Case No.
21 3:13-cv-01565; and *Benjamin Burgess et al v. Tesoro Refining and Marketing Company et al*,
22 C.D. Cal. Case No. 2:10-cv-05870.

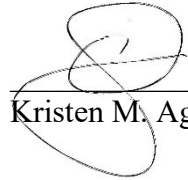
23 9. I have been approved as class counsel in a number of class actions by the Superior
24 Courts of California and United States District Courts, including: *Antonio Becerra-Mata v. PSC*
25 *Industrial Outsourcing, LP*, San Benito County Superior Court Case No. CU-15-00030; *Andrew*
26 *Vasquez v. Earthbound Farm, LLC*, San Benito County Superior Court Case No. CU-17-00171;
27 *Francisco Pulido v. Westrock Services, Inc.*, San Benito County Superior Court Case No. CU-
28 18-00074; *Kosal So v. Owens-Brockway Glass Container, Inc.*, Los Angeles County Superior

1 Court Case No. BC608609; *John Obiols v. Lockheed Martin Corporation*, Santa Clara County
2 Superior Court Case No. 17CV314178; and *Eric Chavez v. Converse, Inc.*, N.D. Cal. Case No.
3 15-cv-03746-NC.

4 10. I also second chaired two jury trials where I represented the prevailing defendant.
5 Both cases involved employees who brought claims against their former employers pursuant to
6 the Fair Employment & Housing Act. The cases are: *Jeff Cowell v. Eaton Aerospace LLC et al*,
7 Los Angeles County Superior Court Case No. BC401543; and *Richard Gulden v. Pratt &*
8 *Whitney Rocketdyne Inc. et al.*, Los Angeles County Superior Court Case No. BC468909. More
9 recently, I was lead trial counsel on two class and representative PAGA bench trials, in which the
10 plaintiff was the prevailing party.

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

13 Executed on this 16th day of July 2025, at Los Angeles, California.

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