

WILSHIRE LAW FIRM, PLC
660 S. Figueroa St., Sky Lobby
Los Angeles, CA 90017

WILSHIRE LAW FIRM, PLC
Tyler Woods (SBN 232464)
tyler.woods@wilshirelawfirm.com
Alan Wilcox (SBN 287476)
alan.wilcox@wilshirelawfirm.com
Lucy Nguyen (SBN 338783)
lucy.nguyen@wilshirelawfirm.com
Conor Gomez, Esq. (SBN 337395)
conor.gomez@wilshirelawfirm.com
660 South Figueroa Street, Sky Lobby
Los Angeles, California 90017
Telephone: (213) 381-9988
Facsimile: (213) 381-9989

Attorneys for Plaintiff

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN BERNARDINO

CATHERINE GAMBOA, individually, and on behalf of other members of the general public similarly situated,

Plaintiff,

v.

MOTHERLY COMFORT HOME CARE LLC, a California limited liability company; and DOES 1 through 10, inclusive,

Defendants.

Case No.: CIVRS2402550
Assigned to Hon. Tony Raphael, Dept. R14

Complaint filed: November 22, 2024
FAC filed: December 26, 2024
Trial date: Not Set

CLASS & REPRESENTATIVE ACTION

**DECLARATION OF PLAINTIFF
CATHERINE GAMBOA IN SUPPORT
OF PLAINTIFF’S MOTION FOR
PRELIMINARY APPROVAL OF CLASS
ACTION SETTLEMENT**

DECLARATION OF PLAINTIFF CATHERINE GAMBOA

I, Catherine Gamboa, declare as follows:

1. I am an adult resident of the State of California, and, if called as a witness in this action, I would testify truthfully to the matters described in this declaration. All of the matters described in this declaration are within my personal knowledge, except those matters that are stated to be upon information and belief. As to such matters, I believe them to be true.

2. I make this declaration entirely of my own free will and choice. I have not been promised any benefit for doing so, and I have not been pressured into giving this declaration. Before signing this declaration, I was given the opportunity to review it, make changes, and verify the accuracy of its contents.

3. I am a former employee of Motherly Comfort Home Care LLC (“Defendant”). I worked for Defendant from approximately May 2023 to approximately September 2023, January 2024, to February 2024 and May 6, 2025, to June 2025 as a hourly, non-exempt employee. Throughout the entirety of my employment, I was subject to all of Defendant’s policies and practices that have been alleged as unlawful in the Class Action Complaint and Private Attorneys General Act (“PAGA”) Notice sent to Defendant and the Labor & Workforce Development Agency (“LWDA”).

4. I initiated this lawsuit because I was concerned that I was not paid properly for all the hours that I worked, and I was not provided all of my meal and rest breaks.

5. By originating this lawsuit as a class representative, I hoped that I might be able to change Defendant’s policies to better protect the working conditions of my co-workers. I also understood that it was my duty as a class representative to represent the best interests of the class, know about the lawsuit, assist my attorneys, and keep updated on the case.

6. I have invested a lot of personal time and energy into this lawsuit. As detailed more fully below, I have spent at least 160 hours on this case. I made it a priority to be actively involved because I wanted to do everything I can to assist my attorneys in prosecuting this case.

7. Throughout the case, I also spent time looking for documents relevant to the case to send to my attorneys. I spent numerous hours looking for these documents, including when I first

1 contacted my attorneys. I spent countless hours researching my rights before my attorneys filed
2 the case. I also spent time reviewing legal documents in this case, including the retainer and
3 settlement agreement and discussed, in detail, the terms with my attorneys. I spent numerous hours
4 on the phone with my attorneys and their support staff throughout this process.

5 8. Additionally, I have interviewed at least four different employees of Defendant
6 about their experiences and passed that information to my attorneys.

7 9. I believe the settlement is a good settlement and I would recommend that the Court
8 approve it because I believe that this settlement is fair, adequate, and reasonable. I am glad that I
9 had the opportunity to represent the class in this lawsuit and that I was able to recover money
10 through a settlement for the class.

11 10. I did not make the decision to file a class action lightly. I was concerned by the
12 attention a publicly filed lawsuit, and especially a class action, would attract. My name would be
13 associated with a lawsuit that I filed against my former employer. I am mindful that prospective
14 employers might find out that I sued Defendant. Nevertheless, I felt that important rights were at
15 stake that hurt everyone, and something ought to be done about it.

16 11. I also understand that there was financial risk in bringing this lawsuit. For example,
17 I knew that if I did not prevail in this lawsuit that I could potentially be responsible for Defendant's
18 attorneys' fees and costs.

19 12. I understand that the settlement agreement provides a service payment to me of up
20 to \$10,000.00. I believe this amount is fair compensation for my time and effort on this case, for
21 helping to prosecute this case, and the risks with respect to my future employment. In addition, the
22 settlement requires that I enter into a general release, which I understand is broader than the release
23 that will bind other class members. I understand the settlement agreement also provides a payment
24 of \$250.00 for my releases for Release of Age Discrimination in Employment Act ("ADEA") and
25 Older Workers Benefit Protection Act ("OWBPA") claims. I am receiving no additional
26 compensation to that provided for in the settlement.

27 13. Based on my involvement in this case and the benefits provided to my former co-
28 workers, I can say I helped stand up for the other workers who were too afraid to say anything to

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management because they did not want to risk losing their jobs or risk the stigma of suing an employer. I was not afraid to take that risk because I strongly care about helping out my former co-workers.

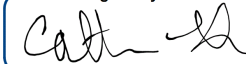
14. I reviewed (and ultimately signed) the Class Action and PAGA Settlement Agreement in full and my attorneys answered all the questions I had. I believe the settlement terms and allocations are fair, adequate, and reasonable given the strength of the class claims and Defendant's defenses.

15. I have no conflicts of interest with any class member or the Settlement Administrator, Phoenix Class Action Administration Solutions.

16. I am not aware of any other pending matter or action asserting claims that will be extinguished or adversely affected by the Settlement.

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

Executed on 4/21/2026, at Hesperia, California.

DocuSigned by:

Catherine Gamboa