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

FRANCISCO TUBALINAL, as an  
individual and on behalf of all others  
similarly situated,

Plaintiff,

vs.

GRIFFITH PARK REHABILITATION  
CENTER, LLC, a California limited  
liability company; CPE HR, INC., a  
California corporation; and DOES 1  
through 50, inclusive,

Defendants.

Case No.: 25STCV03256

(Assigned to the Hon. Samantha Jessner, Dept. 7)

**DECLARATION OF FRANCISCO  
TUBALINAL IN SUPPORT OF PLAINTIFF’S  
MOTION TO APPROVE SETTLEMENT  
AGREEMENT PURSUANT TO THE  
PRIVATE ATTORNEYS GENERAL ACT**

Date: March 17, 2025

Time: 10:00 a.m.

Dept.: 7

Action Filed: February 5, 2025

Trial Date: None Set

**DECLARATION OF FRANCISCO TUBALINAL**

I, Francisco Tubalinal, declare as follows:

1. I am an individual over the age of 18. I am the named Plaintiff in the above-referenced action. 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 Defendants Griffith Park Rehabilitation Center, LLC and CPE HR, Inc. (together, "Defendants") as an Activities Director for approximately four years, beginning in 2020. During this time, I worked as a non-exempt, hourly employee. My employment ended on or about October 9, 2024.

3. I allege that during my employment with Defendants, I was regularly required to work while off-the-clock. Specifically, I allege that I was required to perform work after I had already clocked out for lunch and at the end of my shifts. Additionally, I allege that I was required to undergo Covid screenings and/or temperature checks that were conducted off-the-clock. I allege that I was not paid for time spent working off-the-clock.

4. Additionally, I allege that I was regularly required to work through meal and rest breaks as a result of Defendants' staffing issues. Thus, I did not receive compliant meal and rest breaks. I allege that I was not paid premium pay for the missed meal and rest breaks.

5. Furthermore, I allege that Defendants deducted half an hour on my time sheets as purported meal breaks, even in instances where a proper meal break was not taken.

6. Lastly, I allege that I did not receive accurate wage statements from Defendants.

7. I understand that the claims alleged in this action were brought on a representative basis on behalf of other aggrieved employees who worked for Defendants. I do not believe I have any interests that are adverse to the other employees that are part of the PAGA settlement.

8. I have spent a significant amount of time discussing this matter with my attorneys on many occasions and explaining my understanding of Defendants' practices. To date, I have performed a number of tasks in my role as the representative. This includes the following:

- i. Discussing this case with my attorneys and the facts involved on numerous occasions;

