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Additional Counsel Listed Below

**IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN DIEGO**

ROSANIEVES MORAN, SHALECIA
WILLIAMS, and MARY CANTERBURY
individually and on behalf of all others similarly
situated,

Plaintiff,

vs.

SHARP HEALTHCARE, a California
Corporation; and DOES 1-50, inclusive,

Defendants.

Case No. **37-2019-00050203-CU-OE-CTL**
[Consolidated with
Case No. 37-2021-00041988-CU-OE-CTL
Case No. 37-2021-00051867-CU-OE-CTL]

**DECLARATION OF PLAINTIFF
ROSANIEVES MORAN IN SUPPORT OF
PLAINTIFFS' MOTION FOR FINAL
APPROVAL OF CLASS ACTION
SETTLEMENT AND AWARD OF
ATTORNEYS' FEES, COSTS, SERVICE
AWARDS AND ADMINISTRATION COSTS**

Date: September 15, 2023

Time: 10:30 a.m.

[Hearing set by Order dated April 11, 2023]

Dept: 68

Judge: Hon. Richard S. Whitney

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DECLARATION OF ROSANIEVES MORAN

I, ROSANIEVES MORAN hereby declare as follows:

1. I am over the age of eighteen and I submit this Declaration in support of the motion for final approval of the settlement and fees, costs and enhancement. The following is based upon my personal knowledge and if called as a witness, I could and would competently testify thereto.

2. I was employed by Defendant Sharp Healthcare, ("Defendant") in approximately August 2008 as a Non-Exempt Employee working as a Medical Assistant at Defendant's Chula Vista, California and San Diego, California healthcare facilities. I worked during the liability period for Defendant until my separation from Defendant's employ in approximately March 2019.

3. As a non-exempt employee, I suffered the same damages as other employees. These included not being paid all my wages, not provided meal periods or permitted rest periods, not provided accurate wage statements, not reimbursed for business expenses incurred, and not timely paid wages upon my separation from Defendant's employ all in accordance with California law. As a result of these alleged violations, I sought consultation with my attorneys at James Hawkins, APLC.

4. Based upon my allegations, and after consultation and full disclosure from my attorneys about the potential risks I faced as a Plaintiff in a putative class action, I freely decided to pursue this lawsuit to try and vindicate my rights and the rights of others who also worked for Defendants and suffered similar harms due to Defendant's common practices and policies.

5. Prior to filing my action, my attorneys and I had multiple conferences about the factual bases for the claims that I wanted to pursue against Defendant. During those conferences, my attorneys provided me with an overview of how those claims would be litigated and generally educated me about the nature of complex/representative litigation and my role as the representative Plaintiff.

6. My attorneys provided me with a draft of the complaint for my review and approval. I closely reviewed the complaint to ensure accuracy and completeness. As a result, I caused my attorneys to file the class action complaint alleging claims for the allegations

1 alleged therein. Thereafter, I have been fully involved in my case. Following the filing of this action
2 in September 23, 2019, I collaborated with my attorneys on the prosecution of my claims, and I
3 regularly contacted my attorneys to stay current on the status of the litigation, and to discuss my
4 attorneys' progress in prosecuting the claims.

5 7. Since I believe I was not accurately paid wages, not timely paid wages, not
6 provided meal breaks and not permitted my rest breaks, and therefore not provided accurate itemized
7 wage statements, I believe that I have been similarly injured as to all other class members in the
8 settlement who worked for Defendant during the class period. I believe the claims asserted in the
9 Complaint is also shared by the other Class Members. I worked with various other non-exempt
10 employees and I believe we were all treated the same and subject to the same unlawful policies.

11 8. Since I agreed to become a Class Representative, I have worked every step
12 of the way with my attorneys. During the course of the litigation I have always kept the best interest
13 of the Class Members on equal footing as mine. I have been, and I am willing to continue to pursue
14 the Class Members' claims vigorously on our collective behalf if the Settlement is not finally approved.
15 As a result, I firmly believe that I do not have any interests adverse to the interests of the Class
16 Members. I have maintained the Class Members best interest from the inception of the case.

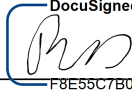
17 9. As one of the Class Representatives, I have spent numerous hours consulting with my
18 attorneys, responding to written discovery, preparing for my deposition and sitting for my
19 deposition, consulting with other Class Members, responding to questions by my attorneys,
20 providing documents to my attorneys, working with my attorneys to review documents received,
21 helping my attorneys in preparing for the mediation and attending the mediation via telephone. I
22 was consulted about the status of the case and provided constant feedback about the case from my
23 attorneys including the mediation, settlement negotiations and eventual settlement. I estimate I have
24 spent approximately 48 hours working on this case.

25 10. From the beginning of this case, I have freely chosen to accept the risks of
26 being one of the Class Representatives in this class action lawsuit. I chose to assume these risks and
27 pursue the claims on behalf of the Class Members as I wanted to vindicate their rights. I believe we
28 have achieved that result with the settlement and the individual payments to the Class Members. I

1 believe the settlement is fair reasonable and adequate based on the numerous defenses asserted by
2 Defendant. I believe the efforts and work I put forth helped to achieve the fair settlement that will
3 benefit the Class Members. As a result of my efforts, I also believe the Class Representative
4 Enhancement Award is reasonable, and I respectfully request the Court approve the amount of
5 \$10,000.00 to each named Plaintiff as fair and reasonable.

6 I declare under penalty of perjury under the laws of the state of California that the
7 foregoing is true and correct. Executed on August 15, 2023, at San Diego, California

8 DocuSigned by:

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10 ROSANIEVES MORAN
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