

KINGSLEY & KINGSLEY, APC
Eric B. Kingsley, Esq. SBN-185123
eric@kingsleykingsley.com
Liane Katzenstein Ly, Esq., SBN-259230
liane@kingsleykingsley.com
Ari J. Stiller, Esq., SBN-294676
ari@kingsleykingsley.com
16133 Ventura Blvd., Suite 1200
Encino, CA 91436
(818) 990-8300, Fax (818) 990-2903

LAW OFFICES OF SAHAG MAJARIAN II
Sahag Majarian II, Esq. SBN-146621
18250 Ventura Blvd.
Tarzana, CA 91356
(818) 609-0807, Fax (818) 609-0892

Attorneys for Plaintiff Becerra and the Proposed Class
(Additional Counsel on Following Page)

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES – SPRING STREET COURTHOUSE**

STEPHEN BROUGH and EDGAR
BECERRA, individuals, on behalf of
themselves and others similarly situated,

PLAINTIFFS,

v.

GLOBAL PARATRANSIT, INC.; REZA
NASROLLAHY, an individual; and DOES 1
to 50, inclusive,

DEFENDANTS.

Case No. BC616177; *Related Case* BC619163
[Case Assigned for All Purposes to Hon.
Carolyn B. Kuhl]

**DECLARATION OF DAVID D. DEASON
IN SUPPORT OF MOTION FOR FINAL
APPROVAL OF CLASS ACTION
SETTLEMENT FOR FINAL APPROVAL
OF CLASS SETTLEMENT AND MOTION
FOR FINAL APPROVAL OF
ATTORNEYS' FEES AND COSTS**

*[Filed concurrently with Declaration of Ari J.
Stiller and Proposed Order]*

Date: November 12, 2019
Time: 10:00 a.m.
Dept.: 12

Trial Date: None Set
Complaint Filed: April 7, 2016

1 **MATTHEW NORTON & ASSOCIATES**

John Matthew Norton, Esq. SBN-158937

2 Matt@Matthew-Norton.com

4105 E. Broadway, Ste.190

3 Long Beach, California 90803

Telephone: (562)433-3208

4 **DEASON & ARCHBOLD**

Matthew F. Archbold SBN-210369

5 matthew@yourlaborlawyers.com

David D. Deason SBN-207733

6 david@yourlaborlawyers.com

17011 Beach Blvd., Suite 900

7 Huntington Beach, CA 92647

8 Telephone: (949) 794-9560

9 Attorneys for Plaintiff Brough and the Proposed Class

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I, David D. Deason, state and declare as follows:

1. I am an attorney admitted before all courts of the State of California and a partner in the law firm of Deason & Archbold, counsel of record for Plaintiff Steven Brough in this action. I am completely familiar with the present litigation, including the pleadings, discovery, and filings submitted in this matter. I make this Declaration from my own personal knowledge, and, if called upon, I could and would competently testify to the following.

2. This Declaration is submitted in support of Plaintiffs' Motion for Final Approval of the Class Action Settlement in the above case.

3. Plaintiff Brough filed a class action complaint against Defendants on April 7, 2016 alleging causes of action for improper pay deductions under Labor Code §§ 221, 223 and 300; failure to reimburse expenses under Labor Code § 2802; meal and rest break liability under Labor Code § 226.7; failure to pay minimum wage and overtime under Labor Code §§ 510, 1197, and 1198; derivative claims for inaccurate wage statements, waiting time penalties, and unfair competition; and penalties pursuant to Labor Code § 2699, *et seq.* (“PAGA”).

4. On May 2, 2016, Plaintiff Becerra filed a complaint based on similar allegations, including overtime and meal and rest period violations, styled *Becerra v. Global Paratransit*, Los Angeles Superior Court case no. BC619163.

5. On May 9, 2017, we consolidated the *Brough* and *Becerra* cases and filed a single consolidated complaint encompassing the allegations in both actions. We have been litigating the cases together with co-counsel at Kingsley & Kingsley since that time.

6. Since its inception in 2003, the law firm of Deason & Archbold has been certified as class counsel in numerous different wage and hour class actions. The name and case number of several such matters are as follows: *Nordstrom Commission Cases*, Orange County Superior Court - Judicial Council Coordination Proceeding No. 4419 [unpaid commission wages class action with approximately 65,000 class members]; *Maraventano/Balasanyan v. Nordstrom, Inc.*, Case No. 10cv2671 JM (WMc) (unpaid commission wages class action with approximately 40,000 class members); *Stayart v. Dillard's Properties, Inc., et al.*, SJCS Case No. 39-2013-

00304605-CU-OE-STK (unpaid minimum wage and overtime PAGA action); *Balsamo v. Orange Courier, Inc.*, OCSC Case No. 30-2010-00406066-CU-OE-CXC (unpaid minimum wage and meal period class action); *Esparza vs. Two Jinn, Inc., et al.*, USDC Case No. SACV09-00099 AG(RNBx) [unpaid overtime class action disputing application of the Retail Sales Commission exemption under the FLSA]; *Flowers, et al. v. HSBC Auto Finance, Inc., et al.*, Case No. 07CV 2146 MMA [“off the books” overtime class action with Rule 23 state law and FLSA claims]; *Rico v. Chick’s Sporting Goods*, Case No. BC 297826 [retail overtime exemption class action]; *Santa Ana v. Eurostar, Inc.*, Case No. BC310739; *Jue v. Crawford & Company*, Case No. CV03-7014 RGK (FMOx) [Surveillance investigator overtime class action]; *Bernal v. International Reupholstery Corporation of America*, Case No. EDCV 04-01272VAP (SGLx) [national FLSA overtime class action]; *Anchondo v. Facticon Incorporated*, Case No. SACV04-1453 [500+ putative class member national overtime class action under the FLSA]; *Wonsch v. Facticon Incorporated*, Case No. 06CC00053 [Non-reimbursed employment related expenses and overtime class action]; *Anchondo vs. Hospital Inventories Specialists, Inc.*, Case No. BC375250; *Broce v. The Spearmint Rhino Companies Worldwide, Inc., et al.* SBCSC Case No. 1320074; *Samora v. Make it Work, Inc., et al.* OCSC Case No. 1320074; *Burgess, et al. v. Weber Distribution, LLC.*, Case No. CIVRS1305012 [meal period of minimum wage]; and *Davila, et al. v. Beck Oil, Inc.*, Case No. CIVDS1509711 [meal period and minimum wage].

7. In addition to the work done under the Deason & Archbold name, the partners of Deason & Archbold have fully litigated and settled numerous wage and hour actions while working for their previous employer, including several wage and hour class actions with hundreds of class members against large employers such as the Los Angeles Police Department, the City of Los Angeles, the County of San Bernardino, and Jamba Juice.

8. The instant action was vigorously litigated for almost (3) years before reaching an agreement on resolution at mediation. Counsel for Deason & Archbold has spent a significant amount of hours extensively litigating this matter, including but not limited to the following: interviewed and met with Plaintiff and witnesses; researched the causes of action and the employer; performed legal research; drafted pleadings; prepared and reviewed countless

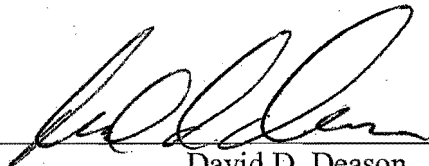
1 correspondence; and negotiated the language of a *Belaire-West* Notice. Discovery in this case
2 was thorough and extensive, and Counsel for Deason & Archbold engaged in the following:
3 prepared motions to compel; engaged in detailed and extensive meet and confers on multiple set
4 of discovery; attended a PMK deposition; prepared extensive written discovery; and reviewed
5 the production, and supplemental production, of thousands of pages of documents regarding
6 Defendant's policies and procedures, memos, training manuals, scheduling, timesheet and
7 payroll records, and Class Members' job duties and expectations. Counsel also engaged in
8 lengthy settlement negotiations over the course of years, including attending two (2) mediations
9 wherein both sides prepared and submitted detailed briefs to the mediator and counsel prepared
10 class wide damages calculations. The Parties ultimately agreed upon the basic terms of
11 settlement at mediation and negotiated the final terms of a written settlement agreement over the
12 following months.

13 9. The attorneys at Deason & Archbold are experienced counsel, previously certified
14 as class counsel in approximately two (2) dozen matters over the course of more than fifteen (15)
15 years. Our fees in this matter are broken down as follows:

16 David D. Deason	\$550/hour	42.6 hours	\$23,430
17 Matthew F. Archbold	\$550/hour	112.2 hours	\$61,710

18 10. Deason & Archbold has also incurred costs in this matter in the amount \$4,812.43
19 for the costs of two (2) mediations, Case Anywhere fees, appearance fees, and messenger and
20 filing fees.

21 I declare under penalty of perjury under the laws of the State of California that the
22 foregoing is true and correct. Executed this 11th day of October, 2019 at Huntington Beach,
23 California.

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David D. Deason