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10 Attorneys for Plaintiff and the Class

11 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
12 **FOR THE COUNTY OF SAN BERNARDINO**

13 KALUM VAUGHNS, as an individual and on
14 behalf of all others similarly situated,

15 Plaintiff,

16 vs.

17 BERRY GLOBAL, INC., a Delaware corporation;
and DOES 1 through 50, inclusive,

18 Defendants.
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FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN BERNARDINO
SAN BERNARDINO DISTRICT

FEB 24 2023

BY:  Paula Iniguez, Deputy

Case No. CIVSB2129167

[Hon. David Cohn, Department S-26]

**DECLARATION OF DAVID J. LEE IN
SUPPORT OF PLAINTIFF'S MOTION FOR
PRELIMINARY APPROVAL OF CLASS
ACTION SETTLEMENT**

Date: May 10, 2023
Time: 8:30 a.m.
Department: S-26

Complaint Filed: November 24, 2021

1 I, David J. Lee, declare as follows:

2 1. I am an attorney at law duly admitted to practice before all courts in the State of
3 California and am a member of the law firm, David Lee Law, one of the attorneys of record for Plaintiff.
4 I make this declaration on the basis of my own personal knowledge, except as to those matters stated on
5 information and belief and, as to those matters, I believe them to be true. If called as a witness, I could
6 testify competently as to the facts stated in this declaration.

7 2. I along with my co-counsel have diligently litigated this case and will continue to do so.
8 We have analyzed data and engaged in private mediation on behalf of the class.

9 3. Based on our independent investigations and evaluations, we are of the opinion that
10 settlement for the consideration and on the terms set forth in the Settlement is fair, reasonable, and
11 adequate and is in the best interests of the Plaintiff, Class and the Defendant in light of all known facts
12 and circumstances and the expenses and risks inherent in litigation.

13 4. I am one of the primary attorneys on this matter. My qualifications are as follows: I
14 attended the University of California, Los Angeles for its undergraduate program and I received a
15 bachelor's degree in Psychology in 2007. I received my juris doctorate from Thomas Jefferson School
16 of Law in 2010. I was an intern at Shouse Law Group before and after law school.

17 5. I was employed as an associate attorney at Lee, Han & Paciocco, LLP, a commercial
18 litigation and employment law firm, for about 2 years.

19 6. Afterwards, I started my own law practice in 2016. My primary practice is employment
20 & labor law. I have handled a number of class actions and individual actions, exclusively on the
21 plaintiff side.

22 7. I have been approved as class counsel on Carroll v. Golden State Supply LLC, Riverside
23 Superior Court, Case No. RIC1706729; Peterson v. Redwood Memorial Hospital of Fortuna, Humboldt
24 Superior Court, Case No. DR170615; Castillo v. Sheraton Operating Corporation, United States District
25 Court, Central District of California Case No. 2:17-cv-07091-FMO-AS; Chase v. New-Indy Ontario,
26 LLC, San Bernardino Superior Court Case No. CIVDS1900901; Valdez v. Mountain Valley Express,
27 San Bernardino Superior Court Case No. CIVDS1800542; Parchelli v. Silverado Senior Living
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1 Management, Inc., Case No. 30-2017-00959707-CU-OE-CXC; and Le v. Captek Softgel International,
2 Inc., Case No. BC707675. I also have several pending class actions throughout the State of California.

3 8. I have a practice that encompasses cases in the Alameda Superior Courts, Los Angeles
4 Superior Courts, the San Bernardino Superior Courts, the Orange County Superior Courts, the Los
5 Angeles County Superior Courts, the Riverside Superior Courts, the San Diego County Superior Courts,
6 and the United States District Courts for the Central and Northern District of California.

7 9. My co-counsel and I will adequately represent the Class Members in this action.
8 Plaintiff's Counsel have and will dutifully represent Plaintiff and the Class and pursue this lawsuit to its
9 conclusion. I have no conflicts with the Class.

10 I declare under penalty of perjury under the laws of the State of California that the foregoing is
11 true and correct. Executed this 24th day of February 2023, at Los Angeles, California.

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13 _____
David J. Lee