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Attorneys for Plaintiff MIRANDA LOPEZ

SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF LOS ANGELES

MIRANDA LOPEZ, individually, and on
behalf of other members of the general public
similarly situated;

Plaintiff,

vs.

BEHAVIOR FRONTIERS, LLC, a California
limited liability company; and DOES 1
through 100, inclusive,

Defendants.

Case No. 22STCV15331

**DECLARATION OF MIRANDA LOPEZ IN
SUPPORT OF PLAINTIFF'S MOTION FOR
PRELIMINARY APPROVAL OF CLASS
ACTION AND PAGA SETTLEMENT**

Date: August 25, 2023

Time: 11:00 a.m.

Judge: Hon. Elihu M. Berle

Dept.: 6

1 I, MIRANDA LOPEZ, declare as follows:

2 1. I am over eighteen years of age and if called as a witness, I could and would competently
3 testify to the following facts from my own personal knowledge. I am the lead named Plaintiff in the
4 above wage and hour class action filed against BEHAVIOR FRONTIERS, LLC, a California limited
5 liability company (hereinafter "Defendant").

6 2. This declaration is being submitted in support of Plaintiff's motion for Preliminary
7 Approval of Class Action and PAGA Settlement.

8 3. I believe that I am, have been, and will continue to represent the interests of the class
9 fairly and adequately. I have claims that are typical of the claims the Class Members that I am seeking
10 to represent.

11 4. I worked for Defendant as a non-exempt employee in California during 2019. At all
12 times during my employment, I was denied legally compliant meal and rest periods, minimum wages
13 and overtime compensation. Throughout my employment, I was subject to Defendant's written
14 policies and procedures contained in, among other documents, the "Behavior Frontiers Employee
15 Handbook."

16 5. Generally, my lawsuit claims that Defendant failed to pay for all time worked, failed to
17 provide compliant meal and rest periods, failed to reimburse for mandatory business expenses, failed
18 to furnish accurate itemized wage statements, and failed to pay all wages upon separation. Defendant
19 denies liability for each of Plaintiff's claims.

20 6. I believe that my claims are typical of the claims of the Class Members that I am seeking
21 to represent because I was subject to the same alleged unlawful employment policies and practices at
22 issue in this action, including but not limited to, Defendant's failure to provide compliant meal and
23 rest periods, failure to reimburse for mandatory business expenses, failure to furnish accurate itemized
24 wage statements, failure to pay for all hours worked, and failure to pay all wages when due. Factually,
25 Defendant's policies and practices apply class wide, and Defendant's liability can be determined by
26 facts common to all members of the Class.

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1 7. Further, there is no conflict between my interests and the interests of the class that I am
2 seeking to represent. My interests are entirely coextensive with the interests of the Class. I allege that
3 I was injured by the same company-wide policies and practices to which the proposed Class was
4 subjected and seek the same relief. I have already demonstrated my ability to advocate for the interests
5 of the Class by initiating this litigation, undertaking extensive class discovery, and evaluating the
6 proposed settlement to assure that it is fair.

7 8. I understood that at the time I filed this action, as a Class Representative, I owed a duty
8 to the putative class members to faithfully prosecute this action with their best interests at the forefront
9 of every decision. I understood that I could not make any decision in this action for the sole benefit
10 of my personal interest. I understood that in executing this duty, I might have been asked to sacrifice
11 my personal best interests for the benefit of the interests of the putative class members. Nevertheless,
12 I knowingly and voluntarily undertook this duty in order to provide the broadest possible relief for my
13 former co-workers for what I perceived to be Defendant's unlawful wage and hour practices. I believe
14 that I faithfully executed the duties of a Class Representative throughout this litigation and will
15 continue to do until this litigation is fully and finally resolved.

16 9. I believe that the proposed settlement before the Court is fair, reasonable, and adequate,
17 and made in the best interest of the Settlement Class Members. Consequently, I respectfully, and
18 humbly, ask the Court to grant preliminary approval of the Settlement and all of its terms.

19 I declare under the penalty of perjury under the laws of the State of California that the foregoing
20 is true and correct. Executed Aug 31, 2023, at Visalia (City/Location),
21 California.

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23 By: 
24 MIRANDA LOPEZ
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