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Attorneys for Plaintiff

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF SAN DIEGO

KAREN TRUELLE and ANTHONY
BROUSSARD, individually and on behalf of
themselves, and on behalf of all persons
similarly situated,

Plaintiffs,

vs.

CHILDREN OF THE RAINBOW, INC., a
California corporation; and DOES 1-50,
Inclusive,

Defendants.

Lead Case No.: 37-2022-00034860-CU-OE-CTL
Consolidated with
Case No. 37-2023-00006660-CU-OE-CTL

*[Assigned for all purposes to the Hon. Robert
Longstreth, Dept. C-65]*

**DECLARATION OF PLAINTIFF
ANTHONY BROUSSARD IN SUPPORT OF
APPROVAL OF CLASS ACTION
SETTLEMENT**

Date: December 13, 2024
Time: 8:30 a.m.
Dept.: C-65

Action Filed: August 30, 2022
Trial Date: None Set

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I, Anthony Broussard, declare as follows:

1. I am an individual over the age of 18 and am the named plaintiff in this matter.

This declaration is submitted in support of approval of the proposed class action settlement (“Settlement”) reached in this case. I have personal knowledge of the facts stated in this declaration and could testify competently to them if called upon to do so.

2. I am a current employee of Children of the Rainbow, Inc. (“Defendant”). I was hired by Defendant as a non-exempt Teacher in approximately September 2016. During the COVID-19 pandemic, my employment relationship with Defendant briefly separated on April 1, 2020 before I was ultimately re-hired in May 2021. Throughout my employment with Defendant, my duties have included instructing, supervising, and otherwise managing pre-school aged children in my care.

3. Throughout my employment, I have clocked in and out each work day using Defendant's timekeeping system, which records my time punches to the minute. Defendant, however, rounded my hours in quarter-hour increments for purposes of calculating my daily wages. I believe that I was not paid for all the time I worked because of this practice. Further, I have spent additional time undergoing regular trainings on behalf of Defendants. While I have always signed in at each of these trainings, it was not until after the filing of this lawsuit that I know I have been paid for my time spent during these trainings. Further, I am not allowed to take a meal period until I have completed five and one-half hours of work. Finally, Defendant has required me to purchase various toys and other learning tools for my students, which I am required to buy with my own money, but Defendant never reimbursed me for those expenses.

4. I brought this lawsuit because I felt that Defendant was not following the law, and I wanted Defendant to comply with the law and treat its employees fairly. I feel that the other named plaintiff and I have taken on a greater burden than any of the other class members because we have been actively involved in the litigation, and because it is my name that is attached to the lawsuit. I believe I took on a substantial additional risk by bringing a lawsuit while still being a current employee of Defendant, including the risk of retaliation including that

1 I could have been passed up for certain raises due to this lawsuit being filed. Despite this, I
2 chose to move forward with the case anyway. Through my efforts, Defendant has agreed to a
3 settlement that will benefit current and former employees of Defendant, and I believe that I
4 should be compensated for carrying the burden of this litigation for the benefit of the other
5 employees.

6 5. I have been actively involved in this case since before it was even filed. Among
7 other things, I searched for relevant documents for use in the lawsuit, provided factual
8 information to my attorneys, had various phone calls with my attorneys to discuss the claims in
9 the lawsuit and Defendant's practices, assisted my attorneys to help them prepare for mediation,
10 reviewed and provided input regarding the settlement in this case, and otherwise assisted my
11 attorneys in moving this case towards resolution. I estimate that I have spent approximately 10
12 to 15 hours in total on these activities.

13 I declare under penalty of perjury under the laws of the state of California and the
14 United States that the foregoing is true and correct. Executed on Dec 11, 2023 at
15 San Diego, California.

16 Anthony Broussard
Anthony Broussard (Dec 11, 2023 14:20 PST)

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