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Attorneys for PLAINTIFF

SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF LOS ANGELES

WENDY LEAL HERERRA, an individual, on
behalf of herself, and on behalf of all persons
similarly situated,

Plaintiffs,

v.

MEADOWBROOK ASSISTED LIVING LLC,
a California limited liability company; SLH
AGOURA HILLS MANAGER, LLC, an
Illinois limited liability company; and DOES 1-
50, Inclusive,

Defendants.

Case No. 22STCV34427

**DECLARATION OF WENDY LEAL
HERERRA IN SUPPORT OF PLAINTIFF'S
MOTION FOR PRELIMINARY
APPROVAL OF CLASS ACTION AND
PAGA SETTLEMENT**

Date: November 20, 2023

Time: 10:00 a.m.

Judge: Hon. Lawrence P. Riff

Dept.: 7

1 I, WENDY LEAL HERRERA, 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 MEADOWBROOK ASSISTED LIVING LLC, and SLH
5 AGOURA HILLS MANAGER, LLC (“Defendants”).

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 Defendants as a non-exempt employee in California from October 2020
12 through June 2021. During my employment, I was denied legally compliant meal and rest periods,
13 minimum wages and overtime compensation. Throughout my employment, I was subject to
14 Defendants’ written policies and procedures contained in, among other documents, the “Team
15 Member Handbook.”

16 5. Generally, my lawsuit claims that Defendants failed to pay for all time worked, failed
17 to provide compliant meal and rest periods, failed to reimburse for mandatory business expenses,
18 failed to furnish accurate itemized wage statements, and failed to pay all wages upon separation.
19 Defendants deny 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, Defendants’ 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 Defendants’ policies and practices apply class wide, and Defendants’ 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, and evaluating the proposed settlement to assure that it is fair.

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

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

18 I declare under the penalty of perjury under the laws of the State of California that the foregoing
19 is true and correct. Executed Sep 28, 2023, at Mission Hills (City/Location),
20 California.

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22 By: 
23 Wendy Leal Hererra (Sep 28, 2023 13:41 PDT)
24 WENDY LEAL HERERRA
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