

BLUMENTHAL NORDREHAUG BHOWMIK DE BLOUW LLP
Norman B. Blumenthal (State Bar #068687)
Kyle R. Nordrehaug (State Bar #205975)
Aparajit Bhowmik (State Bar #248066)
Nicholas J. De Blouw (State Bar #280922)
2255 Calle Clara
La Jolla, CA 92037
Telephone: (858)551-1223
Facsimile: (858) 551-1232
Website: www.bamlawca.com

Attorneys for Plaintiffs and the aggrieved employees

[Additional Counsel on Next Page]

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF MARIN

KERRY HURLEY and LILI-ANN BOYENS,
on behalf of the State of California, as private
attorneys general,

PLAINTIFFS,

v.

LASERAWAY MEDICAL GROUP, INC.; a
Corporation; LASERAWAY, LLC, a Limited
Liability Corporation; and DOES 1 thru 50,
inclusive,

DEFENDANTS.

Case No. CIV2201120

[Case Assigned for All Purposes to Hon.
Stephen P. Freccero in Dept. A]

**DECLARATION OF LILI-ANN BOYENS
IN SUPPORT OF MOTION FOR
APPROVAL OF REPRESENTATIVE
ACTION SETTLEMENT**

Date: TBD
Time: TBD
Dept.: A

Complaint Filed: April 21, 2022
FAC: July 9, 2024
Trial Date: None Set

KINGSLEY & KINGSLEY, APC

ERIC B. KINGSLEY, Esq. (SBN 185123)

eric@kingsleykingsley.com

KELSEY M. SZAMET, Esq. (SBN 260264)

kelsey@kingsleykingsley.com

16133 Ventura Blvd., Suite 1200

Encino, CA 91436

Telephone: (818) 990-8300

Fax: (818) 990-2903

ABRAMSON LABOR GROUP

WILLIAM ZEV ABRAMSON, Esq. (SBN 289387)

Wza@abramsonlabor.com

11846 Ventura Blvd., Suite 100

Studio City, CA 91604

Tel: (213) 493-6300, Fax (213) 382-4083

Attorneys for Plaintiffs and all aggrieved employees

DECLARATION OF LILI-ANN BOYENS

I, LILI-ANN BOYENS, state and declare as follows:

1. I am a competent adult, over the age of eighteen, and a named Plaintiff in the matter of KERRY HURLEY and LILI-ANN BOYENS, on behalf of the State of California, as a private attorneys general, v. LASERAWAY MEDICAL GROUP, INC. a Corporation; LASERAWAY, a Limited Liability Corporation, and DOES 1 thru 50, inclusive, Marin County Superior Court, Case No. CIV2201120. The foregoing is based upon my personal knowledge and, if called as a witness, I could and would competently testify thereto. I am making this sworn declaration in support of my claim and the claims of my co-workers, and in support of my qualifications as the named Plaintiff. If called as a witness, I could and would competently testify as to the truth of the matters set forth herein.

2. I worked as an employee of Defendants LASERAWAY MEDICAL GROUP, INC.; and LASERAWAY, LLC. ("Defendants").

3. As an employee of Defendants, I contend that I regularly failed to receive all minimum wages and/or overtime, failed to receive compliant meal and rest periods, failed to receive accurate itemized wage statements, failed to receive accurate sick pay wages, and failed to be reimbursed for business-related expenses. Additionally, I believe that I was not paid within seven calendar days following the close of a payroll period, experienced unlawful deductions under Defendants' employ, and I was not paid all wages at the time of my termination/resignation.

4. I have spent significant time throughout this class action working with Class Counsel. Before entering the action on March 9, 2022, I researched and identified Counsel that I believed had extensive experience with these types of employment claims and could best represent the interests of the aggrieved employees. I also assisted the attorneys with investigation and gathering of information including discussing my work experience and the experience of others that I had observed while working for Defendants and provided all relevant employment documents in my possession. I spent a significant amount of time with my attorneys to prepare highly detailed discovery responses and for my deposition. While I ultimately did not end up

1 having my deposition taken, I would have also made myself available for multiple days of
2 deposition if needed. I also submitted my individual PAGA claims to arbitration to establish
3 standing, so that if I prevailed in arbitration, I could continue litigating the representative claims
4 in state court.

5 5. In addition, I made myself available to attend a full-day remote mediation on
6 January 24, 2024. In connection with the mediation, I participated in discussions with PAGA
7 Counsel and shared my knowledge and insights in order to help obtain a favorable settlement.

8 6. Throughout the entirety of this litigation, I have maintained regular contact with
9 PAGA Counsel and assisted in any way possible providing information and making myself
10 available as needed.

11 7. Overall, although I did not keep time records, I estimate that I spent approximately
12 30-40 hours working on this case up until this point.

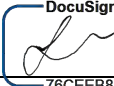
13 8. I was aware that by helping to initiate this lawsuit, my name would become known
14 and it was possible that my involvement in this matter could make it more difficult for me to obtain
15 employment in this field. Regardless, I believed it was important to proceed with this matter on
16 my behalf and on behalf of all others who were subject to the same problems during their
17 employment with Defendants.

18 9. Based upon my participation in this case, I understand the merits of this settlement
19 and I strongly support the settlement and believe it is fair and reasonable, and in the best interest
20 of the aggrieved employees. I believe this Settlement will benefit the aggrieved employees.

21 10. It is my opinion that a fair and adequate Class enhancement for me as a named
22 Plaintiff is \$5,000.00. I believe that it is fair and reasonable in view of all of the work I have
23 performed in my role as a named Plaintiff. As a named Plaintiff, I actively participated in all stages
24 of the litigation as detailed above and have always maintained the best interest of the aggrieved
25 employees while performing my named Plaintiff duties.

26 I declare under penalty of perjury under the laws of the State of California that the foregoing
27 is true and correct.
28

1 Executed this 7 day of August, 2024 at San Diego,
2 California.

3
4 DocuSigned by:
5 
6 76CEE88A63034B9...
7 Lili-Ann Boyens

**(PROOF OF SERVICE)
[CCP 1013(a)(3)]**

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State of California. I am over the age of 18 years and not a party to the within action. My business address is 16133 Ventura Boulevard, Suite 1200, Encino, California 91436.

On August 13, 2024, I served all interested parties in this action the following documents described as: **DECLARATION OF LILI-ANN BOYENS IN SUPPORT OF MOTION FOR APPROVAL OF REPRESENTATIVE ACTION SETTLEMENT** by placing a true copy thereof enclosed in a sealed envelope addressed as follows:

BLUMENTHAL NORDREHAUG BHOWMIK DE BLOUW LLP Norman B. Blumenthal Kyle R. Nordrehaug Aparajit Bhowmik Piya Mukherjee Charlotte James 2255 Calle Clara La Jolla, CA 92037	EPSTEIN BECKER & GREEN, P.C. KEVIN D. SULLIVAN ksullivan@ebglaw.com MICHAEL S. KUN mkun@ebglaw.com Brooke Scott bescott@ebglaw.com 1925 Century Park East, Suite 500 Los Angeles, CA 90067-2506
ABRAMSON LABOR GROUP WILLIAM ZEV ABRAMSON Wza@abramsonlabor.com 11846 Ventura Blvd., Suite 100 Studio City, CA 91604	

[XX] BY ELECTRONIC SERVICE: I caused a true and correct copy thereof to be electronically filed using the Labor and Workforce Development Agency Electronic Filing ("EF") System (<https://dir.tfaforms.net/315>) and service was completed by electronic means by transmittal of the documents referenced herein on the EF System.

[XX] (BY ELECTRONIC MAIL TRANSMISSION): I caused the document to be send to the persons at the e-mail address(es) listed on the attached service list. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful. A pdf copy of which was sent via email to the above email address(es).

[XX] (STATE) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on August 13, 2024, at Woodland Hills, California.

Michelle Tanzer