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**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF VENTURA**

PATRICIA CUELLAR and MICHELLE LEE,
as individuals and on behalf of all others
similarly situated,

Plaintiffs,

v.

AVEANNA HEALTHCARE AS, LLC, a
Delaware Limited Liability Company;
PREMIER HEALTHCARE SERVICES,
LLC, a California Limited Liability Company;
and DOES 1 through 100,

Defendants.

Case No. 56-2021-00556492-CU-OE-VTA

*[Assigned for all purposes to the Hon. Ronda J.
McKaig, Dept. 41]*

**DECLARATION OF MICHELLE LEE IN
SUPPORT OF MOTION FOR
SETTLEMENT APPROVAL OF CLAIMS
BROUGHT UNDER THE PRIVATE
ATTORNEYS GENERAL ACT,
REASONABLE ATTORNEYS' FEES AND
COSTS, AND ENHANCEMENT AWARDS**

Date: November 8, 2022

Time: 8:20 a.m.

Dept.: 41

Action Filed: July 23, 2021

Trial Date: None Set

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DECLARATION OF MICHELLE LEE

I, Michelle Lee, declare as follows:

1. I am an individual over the age of 18 and the named plaintiff in this matter. This declaration is submitted in support of approval of the proposed 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 was hired by Aveanna Healthcare AS, LLC ("Aveanna") as a licensed vocational nurse between October 2019 and May 2021. At all times during my employment, I was classified as a non-exempt employee. My job duties consist of providing in-home healthcare services for children with disabilities.

3. During my employment, I remained on duty and at the ready to provide patient care throughout my shifts. I worked alone while providing in-home healthcare services and was never relieved of duty during my shifts. As a result, I was never provided with a duty-free meal or rest period during my employment with Aveanna. Notwithstanding, I do not believe that Aveanna ever provided me with either a meal or rest period premium. I brought this lawsuit, in part, to address what I believe were Aveanna's unlawful meal and rest period practices.

4. Further, during my employment Aveanna furnished me wage statements I also that failed to include the correct number of hours worked and rates of pay.

5. When I filed this lawsuit, I understood that it had the chance to benefit other workers by helping them recover penalties owed to them. I knew there were risks associated with filing a lawsuit. For example, one significant risk is that if I lost the case, I could be held personally liable for paying all or part of the money Aveanna paid to defend this case. There is also the risk that a future employer could hold it against me that I sued a former employer. I decided to go through with the case because I believed violations occurred and most employees would not know what their rights are and even if they did, they would be apprehensive to file a lawsuit against their employer for fear of retaliation.

6. I have been actively involved in this case since before it was filed. Among other things, I gathered documents and provided them to my attorneys, and had numerous discussions

1 with my attorneys regarding the lawsuit and case strategy, Aveanna's policies and practices, and
2 my work experiences at Aveanna. I estimate that I have spent approximately 10 hours on these
3 activities.

4 I declare under penalty of perjury under the laws of the state of California and the United
5 States that the foregoing is true and correct. Executed on Oct 11, 2022, 2022 at
6 Monterey, California.


Michelle Lee (Oct 11, 2022 16:03 PDT)
Michelle Lee