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Attorneys for PLAINTIFFS

SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF LOS ANGELES

ISAIAH DAVIS, CHARLES HARRELL,
individuals, on behalf of themselves and on
behalf of all persons similarly situated,

Plaintiffs,

vs.

RPM JUICE, INC., a California Corporation;
RPM FOODS, INC., a California Corporation;
and DOES 1-50, Inclusive.

Defendants.

Case No. 21STCV14755

**DECLARATION OF CHARLES HARRELL
IN SUPPORT OF PLAINTIFFS' MOTION
FOR PRELIMINARY APPROVAL OF
CLASS AND PAGA ACTION SETTLEMENT**

Hearing Date: June 23, 2023
Hearing Time: 10:00 a.m.
Department: 7

Trial Date: None
Action Filed: April 19, 2021

1 I, CHARLES HARRELL, 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 one of the named Plaintiffs in the
4 above wage and hour class and PAGA action filed against RPM JUICE, INC. and RPM FOODS, INC.
5 (hereinafter "Defendants").

6 2. This declaration is being submitted in support of Plaintiffs' 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 of the Class Members that I am
10 seeking to represent.

11 4. Generally, my lawsuit claims that Defendants failed to pay minimum wages, failed to
12 pay overtime wages, failed to provide compliant meal and rest periods, furnished inaccurate itemized
13 wage statements, failed to provide wages when due, failed to reimburse employees for required
14 business expenses, and failed to provide paid sick leave at the proper rate of pay.

15 5. I believe that my claims are typical of the claims of the Class Members that I am seeking
16 to represent because I worked for Defendants and was subject to the same practices affecting all other
17 Class Members concerning unpaid minimum and overtime wages, missed meal and rest periods,
18 unreimbursed business expenses, and received similar wage statements. Factually, Defendants' policies
19 and practices apply class wide, and Defendants' liability can be determined by facts common to all
20 members of the Class.

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

7. I have not negotiated an individual settlement payment with Defendants, nor has my counsel done so on my behalf.

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

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

I declare under the penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed Apr 19, 2023, at Lancaster (City/Location), California.

By: Charles harrell (Apr 19, 2023 12:49 PDT)
CHARLES HARRELL