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12 SUPERIOR COURT OF THE STATE OF CALIFORNIA
13 COUNTY OF LOS ANGELES, CENTRAL CIVIL WEST DISTRICT

14 CLAUDIA GRANCIANO, individually and
on behalf of all others similarly situated,

15 Plaintiff,

17 v.

18 SOUTHWIND FOODS, LLC, a California
Limited Liability Company; STAFFPOINT,
19 LLC, a California Limited Liability Company;
and DOES 1-50, inclusive,

20 Defendants.

22 SOUTHWIND FOODS, LLC, ,

23 Cross-Complainant,

24 v.

25 STAFFPOINT, LLC, ALLIANCE
PROFESSIONAL BUSINESS SOLUTIONS,
26 INC, ASHWYN SYAL AND ROES 1-25,

27 Cross-Defendants.
28

CONFORMED COPY
ORIGINAL FILED
Superior Court of California
County of Los Angeles

FEB 23 2018

Sherri R. Carter, Executive Officer/Clerk

By STEVEN DREW Deputy

Case No. BC538900

DECLARATION OF SAHAG MAJARIAN,
II, IN SUPPORT OF PLAINTIFFS'
MOTION FOR PRELIMINARY
APPROVAL OF CLASS ACTION
SETTLEMENT

Date: May 1, 2018
Time: 10:00 A.M.
Dept.: 310

Assigned for All Purposes to:
Hon. Hon. Kenneth R. Freeman, Dept. 310

Action Filed: March 11, 2014
Trial Date: None

DECLARATION OF SAHAG MAJARIAN, II

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I, Sahag Majarian, II, declare as follows:

1. I am an attorney licensed to practice in California and duly admitted to practice before this Court. I am the principal of the Law Offices of Sahag Majarian II, co-counsel of record for Named Plaintiffs Claudia Granciano and Ricardo Contreras (“Plaintiffs”) and the Putative Class in this case. I have personal knowledge of the facts set forth herein, except as to those stated on information and belief and, as to those, I am informed and believe them to be true. If called as a witness, I could and would competently testify to the matters stated herein. I make this declaration in support of Plaintiffs’ Motion for Preliminary Approval of Class Action Settlement and Conditional Certification.

2. I graduated from Loyola Law School in 1990. Since my graduation, I have been in private practice primarily representing consumers against insurance companies and workers against their employers. I have devoted a significant portion of my practice to employment law and class actions, and have been appointed as class counsel for plaintiffs in no less than 100 wage and hour class actions. I am therefore experienced in the type of class action litigation involving violations of California and federal wage and hour laws, which are the subject of this action.

3. I am experienced in handling class action matters. In the employment class action arena, I have participated in over 100 class action mediations. My participation in these cases has included extensive preparation, development of a thorough knowledge of the legal issues related to certification and liability, and full immersion and participation in the mediation and negotiation process. I have also been designated class counsel in various cases where we have prevailed on contested class certification motions.

4. A partial list of the wage and hour class actions in which I have been appointed by various courts as class counsel follows:

- a. *Moraza v. OK International, Inc., et al.*, Orange County Superior Court, Case No. 06CC00148;
- b. *Pleitez v. Johnson Controls, Inc., et al.*, Los Angeles County Superior

- 1 Court, Case No. BC353315;
- 2 c. *Urbina v. Valley Crest Tree Co., et al.*, Los Angeles County Superior Court,
- 3 Case No. BC356023;
- 4 d. *Dominguez et al. v. Longwood Management Corp.*, Los Angeles County
- 5 Superior Court, Case No. BC365417;
- 6 e. *Ramirez v. Parkhouse Tire Service, Inc.*, Los Angeles County Superior
- 7 Court, Case No. BC357844;
- 8 f. *Nieves v. Roy's Worldwide, Inc.*, Orange County Superior Court, Case No.
- 9 06CC0076;
- 10 g. *Corado v. Goodyear Rubber Co.*, San Bernardino County Superior Court,
- 11 Case No. RCVRS095476;
- 12 h. *Serrano v. BCI Coca Cola Bottling Co. of Los Angeles*, Los Angeles County
- 13 Superior Court, Case No. BC349904;
- 14 i. *Deluna v. Target Corp.*, Los Angeles County Superior Court, Case No.
- 15 BC353080;
- 16 j. *McCoy v. Kimko*, Orange County Superior Court, Case No. 07CC00007;
- 17 k. *Gomez v. Spenuzza, Inc.*, Riverside County Superior Court, Case No.
- 18 RIC524075;
- 19 l. *Ortiz v. Parking Concepts, Inc.*, Los Angeles County Superior Court, Case
- 20 No. BC374713;
- 21 m. *Marroquin v. Swissport, etc., et al.*, Los Angeles County Superior Court,
- 22 Case No. BC390001;
- 23 n. *Lozano et al. v. Forever 21, Inc., et al.*, Los Angeles County Superior Court,
- 24 Case No. BC413330;
- 25 o. *Ponce, et al. v. Golden State Overnight Delivery Service, Inc.*, Santa
- 26 Barbara County Superior Court, Case No. 1304491; and
- 27 p. *Guzman, et al. v. Ready Pac Produce, Inc.*, Los Angeles Superior Court,
- 28

1 Case No. BC404172.

2 q. *Reyes v. Pentagon Technologies Group, Inc.*, Super. Ct., Alameda County
3 Superior Court, Case No. HG15767111.

4 r. *Moppin v. Los Robles Regional Medical Center, et al.*, Case No. 5:15-cv-
5 01551-JGB-DTB (C.D. Cal.).

6 s. *Espinoza v. Vander-Bend Manufacturing, LLC*, Super. Ct., Santa Clara
7 County Superior Court, Case No. 1-15-CV-283929.

8 5. I am therefore experienced in wage and hour class actions such as this case. As a
9 result of my experience, I am fully aware of the responsibilities I would owe as Co-Class Counsel
10 to the proposed Class in this action. I fully accept those responsibilities I would owe as Co-Class
11 Counsel to the proposed Class in this action. I fully accept those responsibilities and am prepared
12 to continue to vigorously pursue the rights of the Class going forward, as my co-counsel and I
13 have done from this case's inception.

14 6. I am not aware of any conflict of interest between myself, on the one hand, and
15 either of the Plaintiffs or any other Class Members, on the other hand, which would interfere with
16 my duties as Co-Counsel or impede my representation of the proposed Class. I have no
17 relationship with Plaintiffs other than legal representation on this case.

18 7. My participation in this case included extensive preparation, development of a
19 thorough knowledge of the legal issues related to certification and liability, and full immersion and
20 preparation of the exposure analysis for the alleged violations by Defendant Southwind Foods,
21 LLC and Defendants/Cross-Defendants Staffpoint, LLC and Alliance Professional Business
22 Solutions (collectively "Defendants"). I have thoroughly investigated the representative, class, and
23 collective claims at issue in the action and I am prepared to commit the resources necessary to
24 represent the proposed Class and vigorously pursue their claims.

25 8. The proposed class action settlement with Defendants and Cross-Defendant Syal
26 was reached after extensive arm's length negotiations, including a full-day mediation session
27 facilitated by highly regarded mediator Judge Carl J. West, Jr., on February 25, 2016. Only after
28

1 the benefits to the Class were negotiated did the Parties discuss attorneys' fees and expenses.

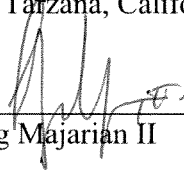
2 9. Since the mediation and execution of a Memorandum of Understanding with all
3 parties, my co-counsel and I have worked very hard to advance the ball and ensure the settlement
4 goes through on the original terms by working with Defendants and their counsel to resolve an
5 issue with the Defendants' records and preparation of a class list that would allow for a direct mail
6 notice plan to be executed and for calculation of settlement payments to be made based on the
7 number of workweeks worked by each class member. Additionally, given Defendants' stated
8 inability to pay for data entry work necessary to complete the class list, my co-counsel and I
9 agreed on behalf of Plaintiffs to advance the cost of such work subject to our ability to request
10 reimbursement of said costs as litigation expenses in the forthcoming fee application.

11 10. Based upon the totality of the circumstances, including Defendants' financial
12 condition and business status, I believe the result achieved in this case is good outcome for all
13 Class Members. The proposed monetary settlement amount of \$750,000 provides a substantial
14 monetary benefit for the approximately 907 Settlement Class Members identified through
15 Defendants' records. Indeed, subject to the Court's final approval, the Settlement contemplates
16 that Defendants and Cross-Defendant Syal shall be required to pay \$750,000, exclusive of
17 Defendants' employer-side payroll tax obligations to be paid separately by Defendant Southwind
18 Foods, LLC, with no reversion of funds to Defendants and Cross-Defendant Syal and no claims
19 requirement.

20 11. In my judgment, the settlement is more than fair, adequate, and is a reasonable
21 resolution of Plaintiff's and Class Members' claims against Defendants.

22 I declare under penalty of perjury under the laws of the State of California that the
23 foregoing is true and correct.

24 Executed on this 18th day of February, 2018, at Tarzana, California.

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27 _____
28 Sahag Majarian II

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PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

At the time of service, I was over 18 years of age and not a party to this action. I am employed in the County of Los Angeles, State of California. My business address is 21600 Oxnard Street, Suite 600, Woodland Hills, CA 91367-4903.

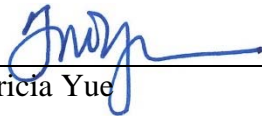
On February 23, 2018, I served true copies of the following document(s) described as **DECLARATION OF SAHAG MAJARIAN, II, IN SUPPORT OF PLAINTIFFS' MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION SETTLEMENT** on the interested parties in this action as follows:

SEE ATTACHED SERVICE LIST

BY ELECTRONIC SERVICE: Pursuant to Court Order Authorizing Electronic Service, I provided the document(s) listed above electronically on the CASE ANYWHERE Website to the parties on the Service List maintained on the CASE ANYWHERE Website for this case, or on the attached Service List. Case Anywhere is the on-line e-service provider designated in this case.

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

Executed on February 23, 2018, at Woodland Hills, California.



Tricia Yue

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SERVICE LIST
Granciano v. Southwind Foods, LLC, et al.
Case No. BC538900

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