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12 Attorneys for Plaintiff ANITA TREJO, as an individual and on behalf of all  
13 similarly situated employees

14 **UNITED STATES DISTRICT COURT**  
15 **CENTRAL DISTRICT OF CALIFORNIA**

16 ANITA TREJO,

17 Plaintiff,

18 v.

19 LYNEER STAFFING SOLUTIONS,  
20 LLC; CIERA STAFFING, LLC;  
21 EMPLOYERS HR LLC; YUSEN  
22 LOGISTICS (AMERICAS) INC.; and  
23 DOES 1 through 50, inclusive,

24 Defendants.

Case No.: 2:19-cv-4132-DSF (JCx)

**DECLARATION OF ANITA  
TREJO IN SUPPORT OF FINAL  
APPROVAL OF CLASS ACTION  
SETTLEMENT, ATTORNEYS'  
FEES AND EXPENSES, AND  
ENHANCEMENT AWARD**

Assigned to;  
Hon. Dale S. Fischer, Courtroom 7D

Date: June 6, 2022

Time: 1:30 p.m.

Courtroom: 7D

Complaint Filed: March 27, 2019

**DECLARATION OF ANITA TREJO**

I, ANITA TREJO, hereby declare as follows:

1. I am an individual residing in California. I am over the age of eighteen and the Plaintiff in the cases of *Anita Trejo v. Lyneer Staffing Solutions, LLC, et al.*, filed in the Central District of California, case number 2:19-cv-04132DSF (JCx). The information contained herein is based on my personal knowledge and if called as a witness I could and would testify competently hereto.

2. I submit this declaration in support of Plaintiff’s Motion for Final Approval of Class Action Settlement in this matter and for my class representative incentive payment request for seven thousand five hundred dollars (\$7,500.00).

3. I worked for Defendants Lyneer Staffing Solutions, LLC, Ciera Staffing, LLC, Employers HR, LLC, and Yusen Logistics (Americas), Inc. (collectively referred to herein as “Defendants”) from in or about July 2017 through in or around August 2018, as a non-exempt hourly worker.

4. I believe that certain employment practices of Defendants, were unlawful, including but not limited to: (1) failure to pay all wages due including overtime wages and minimum wages; (2) failure to provide meal periods or premium compensation in lieu thereof; (3) failure to provide rest periods or premium compensation in lieu thereof; (4) failure to provide accurate itemized wage statements; (5) failure to pay wages due upon termination of employment; (6) unfair business practices under Business and Professions Code section 17200, et seq; and (7) violation of the Private Attorney General Act (“PAGA”).

5. I decided to file a class action lawsuit based on these allegations and violations and agreed to serve as a Named Class Representative in order to represent other employees that I knew were similarly affected by Defendants’ conduct. I understood that by acting as the Class Representative I had a duty to protect the interests of the class even to the detriment of my own individual claims and interests. In addition, I understood that a class action lawsuit would likely take

1 longer than an individual action and I accepted that burden to seek benefits for other  
2 Class Members.

3 6. I believed I could adequately represent the proposed class of  
4 employees and would prevail in my case. I believe I am an adequate class  
5 representative because my interests are the same as all current and former non-  
6 exempt workers employed by Defendants in California during the Class Period.

7 7. By agreeing to be a named class representative in this case, I took a  
8 significant professional risk. Subsequent employers could easily learn I had sued  
9 my former employer, which could jeopardize my prospective employment. I was  
10 willing to take on this risk in order to pursue recovery on behalf of other employees.  
11 There is also a real possibility that due to my involvement in this case, future  
12 employers may be less inclined to hire me or could even refuse to hire me.

13 8. I have not received any benefits as a result of agreeing to be a named  
14 class representative in this case other than the benefit of being a class member and  
15 the incentive payment that I am seeking.

16 9. Despite the risks associated with filing a class action lawsuit, I believed  
17 I could adequately represent the proposed class of employees and would prevail in  
18 my case. I believe I am an adequate class representative because my interests are  
19 the same as all current and former non-exempt workers employed by Defendants in  
20 California during the Class Period. I willingly and knowingly brought the claims on  
21 behalf of the Class Members. I fully understand that as class representative, I hold  
22 certain fiduciary duties to the Class Members and must always consider their  
23 interests. Throughout this lawsuit I sought the same damages and remedies,  
24 specifically for unpaid wages, meal and rest period penalties, penalties for failure  
25 to provide accurate itemized wages statements, and other available remedies. I  
26 believe that I have diligently served as class representative in this matter.

27 10. Throughout this litigation and mediation, I made myself available to  
28 my attorneys at their request. I attended multiple meetings with my attorneys,

1 prepared for and attended my deposition, spent a significant number of hours  
2 searching for, producing, and reviewing documents in my possession and with my  
3 attorneys, and reviewing documents produced by Defendants in this action. I  
4 participated in a multitude of telephone calls with my attorneys and provided them  
5 with a wealth of information about my employment with Defendants and  
6 Defendants' policies and procedures. I assisted my attorneys prior to filing the  
7 lawsuit with investigation into the claims, providing documents and gathering  
8 information. In addition, I reviewed the several versions of the settlement agreement  
9 and conducted several conferences with Class Counsel discussing the terms of the  
10 settlement. In total, I estimate having spent at least fifty (50) hours participating in  
11 the above activities throughout, and prior to, the litigation of this case.

12 11. Subject to and without waiving the attorney-client privilege, I also  
13 understand that I may have had individual causes of action under the Labor Code,  
14 but I gave up those individual claims to proceed with this action as a class action.  
15 Nevertheless, I agreed to execute a general release for this class settlement. In other  
16 words, I sacrificed my claims for the benefit of the class.

17 12. I have not incurred any expenses to further the prosecution of this case.

18 13. During settlement negotiations I understood the risk of moving  
19 forward with further class certification efforts and potential trial. Based on the  
20 substantial information provided and conversations with my attorneys, I believe the  
21 pending settlement terms are fair, reasonable and adequate, and the consideration  
22 to the proposed class in exchange for a release of the claims asserted in the lawsuit  
23 is merited.

24 14. I understand that I may be entitled to an additional payment for my  
25 role as a class representative for the time I spent working on the case. I also  
26 understand that this amount is not guaranteed and is subject to court approval.

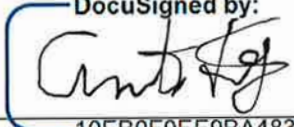
27 15. For the reasons stated above, I believe I am entitled to the requested  
28 representative incentive payment of seven thousand five hundred dollars

1 (\$7,500.00) for my work in this case. I do not believe my decision to accept the  
2 settlement and the proposed seven thousand five-hundred-dollar (\$7,500.00)  
3 incentive payment compromised my duty to protect the interest of the Class. I also  
4 understand the requested incentive payment is subject to the Court's approval and  
5 discretion. This amount is fair and justified because of my extensive involvement  
6 and assistance with this litigation, the risks I took by agreeing to be a class  
7 representative, and the total settlement fund of six hundred twenty-six thousand  
8 seven hundred five dollars forty-five cents (\$626,705.45).

9 16. While I did not type this declaration, I did review it completely and  
10 was given the opportunity to ask questions and make changes. This is an accurate  
11 summary of the information I provided to my attorneys.

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

14 Executed this 3/1/2022 day of March 2022 at Gardena,  
15 California.

16   
17 ANITA TREJO 195B0F0EE9BA483...