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9 *Attorneys for Plaintiff Danielle Howell*

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11 **SUPERIOR COURT OF CALIFORNIA**  
12 **COUNTY OF SONOMA**  
13

14 DANIELLE HOWELL, individually and on  
behalf of all others similarly situated,

15  
16 Plaintiff,

17 v.

18 JONBEC CARE, INC., a California corporation;  
and DOES 1–10, inclusive,

19 Defendants.  
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Case No. SCV-267909

**SUPPLEMENTAL DECLARATION OF  
DAVID ZELENSKI IN SUPPORT OF  
PLAINTIFF’S UNOPPOSED MOTIONS FOR  
FINAL APPROVAL, FEES, COSTS, AND  
SERVICE AWARD**

*Assigned to the Hon. Patrick Broderick*

Date: November 10, 2021

Time: 3:00 p.m.

Place: Sonoma County Superior Court, Empire  
Annex, Courtroom 16, 3035 Cleveland  
Avenue, Santa Rosa, California 95403





# ***EXHIBIT 1***

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**SUPERIOR COURT OF CALIFORNIA  
COUNTY OF SONOMA**

DANIELLE HOWELL, individually and on  
behalf of all others similarly situated,

Plaintiff,

v.

JONBEC CARE, INC., a California corporation;  
and DOES 1–10, inclusive,

Defendants.

Case No. SCV-267909

**SUPPLEMENTAL DECLARATION OF  
KEVIN LEE IN SUPPORT OF PLAINTIFF’S  
UNOPPOSED MOTIONS FOR FINAL  
APPROVAL, FEES, COSTS, AND SERVICE  
AWARD**

*Assigned to the Hon. Patrick Broderick*

Date: November 10, 2021

Time: 3:00 p.m.

Place: Sonoma County Superior Court, Hall of  
Justice, Courtroom 16, 600 Administration  
Drive, Santa Rosa, California 95403

1           **Kevin Lee** declares, under penalty of perjury of the laws of the United States and the State of  
2 California, as follows:

3           1.       I am a Case Manager at Phoenix Settlement Administrators (“Phoenix”), the Court-  
4 appointed Class Action Settlement Administrator for *Danielle Howell v. JonBec Care, Inc.* I have personal  
5 knowledge of the facts stated herein and, if called upon to testify, I could and would testify competently  
6 to such facts.

7           2.       I submit this Supplemental Declaration to provide the Parties and the Court further updates  
8 regarding Settlement Notice Administration, since submission of my previous Declaration, dated  
9 September 30, 2021.

10          3.       As of the date of this declaration, no additional requests to be added have been received.  
11 Accounting for the one (1) request to be added previously discussed, there remain seven hundred twenty  
12 (720) Class Members.

13          4.       As of the date of this declaration, no additional Notice Packets have been returned.

14          5.       As of the date of this declaration, only one (1) Notice remains undeliverable, since an  
15 updated address could not be obtained via skip trace.

16          6.       As of the date of this declaration, Phoenix has not received any additional requests for  
17 exclusion. The deadline to request exclusion was October 15, 2021. Of the two (2) requests for exclusion,  
18 one (1) is considered deficient, since the submitter did not include his/her address and last four (4) digits  
19 of his/her Social Security Number, or signature, as required by the Settlement. The parties conferred on  
20 this issue, and decided to accept the deficient request.

21          7.       As of the date of this declaration, Phoenix has received zero (0) objections to the  
22 Settlement. The objection deadline was October 15, 2021.

23          8.       As of the date of this declaration, no Workweek disputes have been received. The deadline  
24 to submit Workweek disputes was October 15, 2021.

25          9.       There are seven hundred eighteen (718) Class Members, representing approximately  
26 99.72% of the Class, who, having not properly requested exclusion, are deemed Settlement Class  
27 Members and who have worked a collective total of forty-nine thousand six hundred forty-eight and fifty-  
28 two hundredths (49,648.52) Workweeks during the Settlement Period.

1 I have read the foregoing, and I declare, under penalty of perjury of the laws of the United States  
2 and the State of California, that the foregoing is true and correct. Executed on November 5, 2021, in the  
3 County of Orange, State of California.



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6 Kevin Lee

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1 **PROOF OF SERVICE**

2 I am employed in the County of Los Angeles; I am over the age of eighteen years and am not a party to  
3 the within action; and my business address is 201 North Brand Boulevard, Suite 200, Glendale,  
4 California 91203.

5 On **November 5, 2021**, I served the document(s) described as **SUPPLEMENTAL DECLARATION**  
6 **OF DAVID ZELENSKI IN SUPPORT OF PLAINTIFF’S UNOPPOSED MOTIONS FOR FINAL**  
7 **APPROVAL, FEES, COSTS, AND SERVICE AWARD** on the party(ies) in this action by delivering  
8 a true copy(ies) addressed as follows:

9 Colin P. Calvert  
10 ccalvert@fisherphillips.com  
11 Sarah G. Bennett  
12 sbennett@fisherphillips.com  
13 FISHER & PHILLIPS LLP  
14 2050 Main Street, Suite 1000  
15 Irvine, California 92614

16  **BY U.S. MAIL:** I am readily familiar with the firm’s practice of collection and processing  
17 correspondence for mailing. Under that practice, an envelope(s) containing the document(s)  
18 would be deposited with the U.S. Postal Service on that same day, with postage thereon fully  
19 prepaid, at Los Angeles, California in the ordinary course of business. I am aware that, on  
20 motion of the party served, service is presumed invalid if the postal-cancellation date or postage-  
21 meter date is more than one day after the date of deposit for mailing.

22  **BY OVERNIGHT DELIVERY OR EXPRESS MAIL:** I enclosed the document(s) in an  
23 envelope(s) or package(s) allowed by an overnight-delivery carrier and/or by the U.S. Post  
24 Office for express mail, and addressed to the person(s) at the address(es) above. I placed the  
25 envelope(s) or package(s) for collection and overnight delivery or express mail at an office or a  
26 regularly utilized drop-box of the overnight-delivery carrier, or I dropped it off at the U.S. Post  
27 Office.

28  **BY HAND DELIVERY:** I caused the document(s) to be delivered by hand to at least one of the  
individuals listed above.

XXX **BY ELECTRONIC SERVICE:** I caused the document(s) to be delivered by e-mail to the  
individuals listed above, and, to my knowledge, the transmission was reported as complete and  
without error.

I declare under penalty of perjury under the laws of the State of California and the United States that the  
foregoing is true and correct. Executed on **November 5, 2021**, at Los Angeles, California.

David Zelenski  
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David Zelenski