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8 Attorneys for CHRISTIAN BRINK and DAVID MAIER
9 on behalf of themselves and all others similarly situated,
10 and on behalf of the general public.

11 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

12 **IN AND FOR THE COUNTY OF TULARE**

13 CHRISTIAN BRINK and DAVID
14 MAIER on behalf of themselves and all
15 others similarly situated, and on behalf of
16 the general public,

17 Plaintiffs,

18 v.

19 CENTRAL VALLEY AUTO
20 TRANSPORT, INC.; and DOES 1-100;

21 Defendants.

Case No. VCU274266

**DECLARATION OF PLAINTIFF
CHRISTIAN BRINK IN SUPPORT OF
SETTLEMENT APPROVAL**

Judge: Hon. David Mathias
Dept.: 1

Complaint Filed: June 6, 2018
Trial Date: None Set

1 I, CHRISTIAN BRINK, hereby declare under penalty of perjury as follows:

- 2 1. I have personal knowledge of all matters stated herein, and if called as a witness, I could
3 and would competently testify thereto, except as to those matters stated upon information
4 and belief, and as to those matters, I believe them to be true.
- 5 2. I am a named Plaintiff and Class Representative in the above-captioned lawsuit, and I
6 submit this declaration in support of settlement approval.
- 7 3. I worked for Central Valley Auto Transport (CVAT) as a driver in California from
8 approximately July 2016 until December 2017.
- 9 4. I contacted an attorney because I believed that some of CVAT's policies and practices
10 violated the law. I agreed to file this lawsuit as the named class representative in June
11 2018. Since then, I have been in constant communication with my attorneys about this
12 case. I always answered phone calls from my attorneys and called them back promptly
13 when they called. I have worked diligently to help progress the case. This lawsuit
14 continued for several years and required my services and attention during this time.
- 15 5. I was aware that, at some point in this case, I would have my deposition taken. I knew that
16 the deposition could take a full day and that I may have to meet with my attorneys prior
17 to my deposition. I was at all times ready and willing to sit for my deposition.
- 18 6. I gave my consent to settle with CVAT for the gross settlement amount of \$1,250,000. I
19 completely and carefully reviewed and signed the Memorandum of Understanding
20 ("MOU") and settlement agreement.
- 21 7. To date, I estimate that I have devoted approximately 20 hours to this case.
- 22 8. In light of the work I performed in this case and the duties associated with being a class
23 representative in a case of this magnitude, I believe the \$10,000 enhancement award
24 request is reasonable. I understand that this additional service award is not guaranteed and
25 is subject to Court approval.

1 9. I have and will continue to adequately represent all of the interests of the class. With my
2 status as class representative, I have and will continue to treat the interests of the class
3 above my interests.

4 10. My claims are typical of the Company Driver Class because I am similarly situated to all
5 non-exempt truck drivers who are or were employed by Central Valley Auto Transport,
6 Inc. in the State of California at any time from June 6, 2014 to April 1, 2021. Thus, my
7 interests are the same as all members of the proposed Company Driver Class.

8 11. From the very beginning of the case, I understood that I was participating in this case, not
9 only for my own benefit, but for the benefit of the many past and present drivers.

10 12. It is my understanding that Company Driver Class Members will receive an average of
11 approximately \$990.47. I understand that these numbers will change once the settlement
12 administrator receives the data for each class member and will also change if any class
13 member requests not to be a part of the settlement. I also understand that each class
14 member's settlement share is based upon the number of workweeks they worked during
15 the Class Period. I believe that this is a good recovery for the Company Driver Class
16 Members.

17 13. I recognize that any resolution of this matter must be approved by the Court in terms of
18 whether the settlement is fair and reasonable, and that I am obligated to protect the
19 interests of all of class members for the Class Period.

20 14. I do not have any interest in or conflict with The Boys and Girls Club of Tulare County.

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

23 Dated: 1/25/2022 | 3:25:33 PM PST

DocuSigned by:
By: *Christian Brink*
834A351037E490E CHRISTIAN BRINK