

1 Galen T. Shimoda (Cal. State Bar No. 226752)
 2 Justin P. Rodriguez (Cal. State Bar No. 278275)
 3 Renald Konini (Cal. State Bar No. 312080)
Shimoda & Rodriguez Law, PC
 4 9401 East Stockton Boulevard, Suite 120
 Elk Grove, CA 95624
 5 Telephone: (916) 525-0716
 Facsimile: (916) 760-3733
 E-mail: attorney@shimodalaw.com
jrodriguez@shimodalaw.com
rkonini@shimodalaw.com

7 Attorneys for Plaintiff JANICE INSIXIENGMAY on behalf
 8 of herself and similarly situated employee

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 10 **UNITED STATES DISTRICT COURT**
 11 **FOR THE EASTERN DISTRICT OF CALIFORNIA**

12 JANICE INSIXIENGMAY, individually and
 13 on behalf of all other similarly situated
 14 employees,

15 Plaintiff,

16 vs.

17 HYATT CORPORATION DBA HYATT
 18 REGENCY SACRAMENTO, a Delaware
 Corporation; and DOES 1 to 100, inclusive,

20 Defendants.

Case No. 2:18-cv-02993-TLN-DB

CLASS ACTION

**DECLARATION OF JANICE INSIXIENGMAY
 IN SUPPORT OF PLAINTIFF’S MOTION FOR
 ATTORNEY’S FEES AND COSTS,
 REPRESENTATIVE ENHANCEMENT, AND
 SETTLEMENT ADMINISTRATOR COSTS**

Date: September 19, 2024
 Time: 2:00 p.m.
 Courtroom: 2, 15th Floor
 Judge: Hon. Troy L. Nunley

Filed: October 4, 2018
 FAC Filed: April 7, 2020
 SAC Filed: April 6, 2023
 Trial Date: None Set

1 I, Janice Insixiengmay, declare:

2 1. I am a competent adult, I have personal knowledge of the facts set forth in this
3 declaration, and I am making this declaration on behalf of myself, as a named plaintiff, and in support
4 of Plaintiff's Motion for Attorney's Fees and Costs, Representative Enhancement, and Settlement
5 Administrator Costs.

6 2. I have worked for Defendant Hyatt Corporation dba Hyatt Regency Sacramento
7 ("Defendant") since approximately April 2015 as a non-exempt employee. My work schedule has
8 varied to include shifts covering every day of the week and different shifts over the course of the day
9 and overnight. I regularly work with other non-exempt employees across the property. I was subject to
10 all of Defendant's policies and practices that have been alleged as unlawful in the Complaint and the
11 notices sent to the Labor and Workforce Development Agency, including Defendant's policy and
12 practice regarding calculating the regular rate of pay, which failed to include the value of all types of
13 premium pay for the purpose of paying overtime, meal and rest premiums, and paid sick time, as well
14 as the meal and rest period scheduling practices and working conditions I contend caused myself and
15 other employees to miss meal and rest periods.

16 3. I have actively participated in the litigation of this case for the benefit of all Class
17 Members. Prior to obtaining an attorney, I performed several hours of research trying to find a quality
18 attorney to handle the claims. I also performed several hours of research on the potential claims, so I
19 could be sure I could have an informed discussion with the attorneys about the claims and have a better
20 idea of what to expect in litigation and how to help the case proceed. After securing Shimoda &
21 Rodriguez Law, PC, I continued to be actively involved in the case to help ensure a positive outcome.

22 4. My attorneys explained to me the risks and benefits of bringing a class action and a
23 claim under the Private Attorneys General Act ("PAGA"). I understood that pursuing the case as a
24 class and PAGA action meant that it would take substantially longer than pursuing my claims
25 individually, whether in Court or with the California Labor Commissioner, and that I risked getting
26 nothing in the end, but I believed it was important to make sure that Defendant followed the law for
27 everyone. I understood that I took on the risk, both professionally and financially, in pursuing the case
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1 as a class and PAGA action rather than pursuing my claims individually. As a Class Representative, I
2 also took on the risk of having to pay Defendant's costs if we were unsuccessful in bringing our claims.

3 5. I have given a detailed account of all the facts related to my employment, providing my
4 attorneys with all the information and documentation I had and could find to help obtain the best result
5 for the class as a whole. I provided documentation in support of the claims brought against Defendant.
6 I assisted my counsel with document review for all the company policies at issue, timecards, paystubs,
7 and other personnel documents, including explaining the context and implementation surrounding each
8 policy in case the language was misleading or the document was confusing. For example, I provided
9 over 700 pages of documents to my attorneys including payroll records, policies, and relevant
10 correspondence with Defendant. I spent a substantial amount of time going over the facts with my
11 attorneys and providing context for the documents I produced. I reviewed the paystubs with my
12 attorneys to help them identify all the different types of premium pay that existed and what the criteria
13 was for the amounts being paid. The review became even more detailed when my attorneys asked me
14 questions about the payroll data sample that was produced in discovery and, later, the further payroll
15 data productions that were included in the informal document exchange for mediation. The discussions
16 and information included all aspects of the claims in the lawsuit. I have worked at the company for a
17 long time. Given my experience in a variety of shifts worked, days worked, and regular interaction
18 with other employees across the property, I am aware of the working conditions for fellow employees
19 and how these practices applied to them. I was able to discuss the similarities of the wage and hour
20 policies and practices among all Class Members. As the case continued, I also continued to provide my
21 counsel with additional information and documentation as needed. I spent a substantial amount of time
22 identifying and speaking to potential witnesses who could speak to my attorneys to give their own
23 insights and provide declarations. I also responded to written discovery and had my deposition taken.
24 Overall, I have spent an enormous amount of time assisting in the prosecution of this case over
25 approximately the past five and a half (5 1/2) years. Furthermore, I assisted my counsel in preparing
26 for the deposition of Valerie Saito, who was designated as Defendant's Person Most Knowledgeable,
27 regarding the wage and hour issues and policies alleged in this lawsuit.

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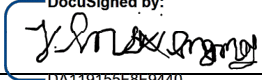
1 6. I participated in the March 20, 2023, mediation by phone, providing information and
2 assistance as necessary to help procure a more favorable result for the class. I had multiple
3 conversations with my attorneys throughout the day to discuss the factual and legal disputes as well as
4 the negotiation strategies being used. I was also involved and consulted with my counsel regarding
5 settlement negotiations prior to and after the mediation. This included a review of the class damages
6 calculations, facts they were based on, and revisions to the settlement agreement. Throughout the
7 course of this litigation, I have asked questions when I needed clarification about various aspects of this
8 case to make sure steps were continually taken to advance the interests of Class Members.

9 7. I have not received any benefits as a result of filing this lawsuit. In fact, in order to
10 avoid any potential issues regarding standing, I opted out of a settlement in the *Crump* lawsuit, which
11 was also a wage and hour class action against Hyatt. I know several other Class Members who worked
12 at the Sacramento location who received payment from the *Crump* class action settlement. I have,
13 however, experienced substantial burdens as a result of filing the lawsuit that other Class Members
14 were not subject to. For example, in bringing the lawsuit, I assumed the risk of having to pay
15 Defendant's costs if the Court or jury rules against us on the claims. My understanding is that this is a
16 substantial risk because the costs associated with litigation, in general, are very high and this cost is
17 multiplied many times over in complex litigation like class actions. I have spent a substantial amount
18 of time in this case, securing a monetary benefit for many individuals who have not had to do anything
19 whatsoever to have the opportunity to receive it. I have been employed full/part-time during the
20 majority of the time this case has been pending. As a result, the time I have spent on this case has to
21 occur after hours or on my days off. Rather than spend this time with friends and family, I have spent
22 this time for the benefit of Class Members. Finally, as part of the Settlement, I am the only individual
23 providing a general release of all my individual claims and waiving the protections of California Civil
24 Code section 1542 for unknown claims. No other Class Member is subject to such a broad release.

25 8. I have spent a substantial amount of time on this case assisting my attorneys. I estimate
26 that I have spent approximately 200-230 hours working on this case with my attorneys over the past
27 five and a half (5 1/2) years.
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I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on May⁷ __, 2024, in Sacramento, California.

DocuSigned by:

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Janice Insixiengmay