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Superior Court of California,
Sacramento
06/05/2023
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By _____, Deputy
34-2022-00314949-CU-O

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11 [additional parties continued on next page]

12 **SUPERIOR COURT OF CALIFORNIA**

13 **FOR THE COUNTY OF SACRAMENTO**

14 CARLETON EDWARDS, MICHAEL
15 ADAMS, and PETER HALL, individually and
16 on behalf of all other similarly situated
17 employees,

18 Plaintiffs,

19 vs.

20 SUBURBAN PROPANE, L.P., a Delaware
21 Limited Partnership; and DOES 1 to 100,
22 inclusive,

23 Defendants.

Case No. 34-2022-00314949-CU-OE-GDS

Assigned for All Purposes to Hon. Jill Talley,
Department 27

CLASS ACTION

**DECLARATION OF MICHAEL ADAMS IN
SUPPORT OF PLAINTIFFS' MOTION FOR
PRELIMINARY APPROVAL OF CLASS
ACTION AND PAGA SETTLEMENT**

Reservation No. 2720117

Date: June 30, 2023

BY FAX

Time: 9:00 a.m.

Dept.: 27

Judge: Hon. Jill Talley

Filed: February 2, 2022

FAC Filed: June 3, 2022

SAC Filed: March 10, 2023

Trial Date: None Set

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1 I, Michael Adams, 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 Plaintiffs' Motion for Preliminary Approval of Class Action and PAGA Settlement.

5 2. I was employed by Suburban Propane, L.P., a nationwide marketer and distributor of a
6 diverse array of products to meet the energy needs of its customers. In September 2020, I was hired by
7 Defendants as a driver assigned to work in Sacramento, California. Defendant paid Plaintiff \$21.50 per
8 hour until he resigned in February 2021. Like all Class Members, I remained on-call during my meal
9 and rest periods. Defendant failed to implement a lawful rest period policy that informed me and the
10 Class Members of our right to receive lawful rest periods for shifts greater than 3.5 hours. To the
11 extent that I and the rest period class members could stop work during their shifts, we were nonetheless
12 on-call, and were not provided with duty-free rest periods. While Defendants allowed me to take my
13 breaks, I could not freely leave the truck that he drove as it contained hazardous materials like propane.
14 In addition, me and the Class Members were not compensated with one (1) hours' worth of pay at their
15 regular rate of compensation when we were not provided with a compliant rest period. Defendants
16 likewise failed to provide me with a second meal period even if I worked more than 10 hours in a day.
17 Due to Defendant's failure to pay me and the Class Members for all rest and meal period premiums,
18 Defendant failed to timely pay the Class Members within seven (7) days of the close of the payroll
19 period and the wage statements issued by Defendant do not indicate the correct amount of gross wages
20 earned, the correct total hours worked, the correct net wages earned, or the applicable and/or correct
21 hourly rates in effect during the pay period and the corresponding number of hours worked at each
22 hourly rate.
23

24 3. I have reviewed the final Joint Stipulation of Class Action and PAGA Settlement and
25 Release, discussed the terms with my attorney, and asked my attorney any questions I had. I believe
26 the terms of the Settlement and allocations are fair and reasonable given the facts of the case.
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4. I understand that any Class Representative Enhancement Payment I may receive is for my participation as a Class Representative and it is not contingent on my support or approval of the Agreement.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on 06/05/2023 in Sacramento, California.

Michael Adams
D1A4BA1D6FC8C62F38FD1BDF8E853CD ready sign
Michael Adams