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11 *Attorneys for Defendants*

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14 **SUPERIOR COURT OF CALIFORNIA**

15 **COUNTY OF LOS ANGELES**

**FILED BY FAX**

16  
17 OMAR RODRIGUEZ, individually and on behalf  
of all others similarly situated,

18 Plaintiff,

19 v.

20 HAWK II ENVIRONMENTAL CORP., a  
California corporation; and DOES 1-10,  
21 inclusive,

22 Defendants.

Case No. BC625121

**SUPPLEMENTAL DECLARATION OF  
JOSEPH HEKMAT IN SUPPORT OF  
PRELIMINARY APPROVAL OF CLASS-  
ACTION SETTLEMENT**

*Assigned to Hon. John Shepard Wiley, Jr.,  
Department 311*

Date: April 13, 2017

Time: 11:00 a.m.

Place: 600 South Commonwealth Avenue,  
Department 311, Los Angeles, California 90005

CONFORMED COPY  
ORIGINAL FILED  
Superior Court of California  
County of Los Angeles

MAR 30 2017

Sherri R. Carter, Executive Officer/Clerk

By  Deputy

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

3           1.       I am a member in good standing of the State Bar of California and am one of the  
4 attorneys for Plaintiff Omar Rodriguez in the above-captioned action. If sworn as a witness, I could  
5 competently testify to each and every fact set forth herein from my own personal knowledge.

6           2.       The Supplemental Declaration of Abigail Zelenski that is filed concurrently herewith  
7 refers to 57 separate “Confidential General Release Agreements.” My office was not involved in any  
8 way in getting any Class Members to sign these Agreements (other than indirectly, since I presume that  
9 Defendant began soliciting Class Members to sign these Agreements in response to the pre-litigation  
10 settlement-demand letter sent by Plaintiff to Defendant, in an effort to settle the case out from under  
11 Plaintiff).

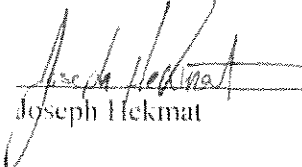
12          3.       As set forth in the Amended Stipulation of Settlement and Release, the Los Angeles  
13 Mission has been designated as a potential *cy pres* recipient of a portion of the settlement funds. I hold  
14 no interest, and I have no involvement, in the Los Angeles Mission’s governance, and I hold no interest,  
15 and I have no involvement, in the Los Angeles Mission’s work. The same goes for both my law firm  
16 and all of the individuals employed by my law firm. In addition, based on discussions with my co-  
17 counsel—the Jaurigue Law Group—I understand that the same goes for the Jaurigue Law Group.  
18 Furthermore, before I signed the original Stipulation of Settlement, Defendant’s counsel—Lyon Legal—  
19 confirmed to me that neither it nor Defendant holds any interest in the Los Angeles Mission’s  
20 governance, that neither it nor Defendant has any involvement the Los Angeles Mission’s governance,  
21 that neither it nor Defendant holds any interest in the Los Angeles Mission’s work, and that neither it  
22 nor Defendant has any involvement in the Los Angeles Mission’s work. Based on discussions with my  
23 co-counsel, I understand that Defendant’s counsel had re-confirmed these matters before I signed the  
24 Amended Stipulation of Settlement.

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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 March 30, 2017, in the  
3 County of Los Angeles, State of California.

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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 March 30, 2017, in the  
3 County of Los Angeles, State of California.

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6 Joseph Hekmat

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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 114 North Brand Boulevard, Suite 200, Glendale,  
4 California 91203.

5 On **March 30, 2017**, I served the document(s) described as **SUPPLEMENTAL DECLARATION OF**  
6 **JOSEPH HEKMAT IN SUPPORT OF PRELIMINARY APPROVAL OF CLASS-ACTION**  
7 **SETTLEMENT** on the interested parties in this action as follows:

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

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

20 **XXX BY ELECTRONIC DELIVERY VIA CASE ANYWHERE:** In accordance with the Court's  
21 rules governing Los Angeles Superior Court Case No. BC625121 requiring that all documents be  
22 served upon interested parties via the Case Anywhere system.

23 I declare under penalty of perjury under the laws of the State of California and the United States that the  
24 foregoing is true and correct. Executed on **March 30, 2017**, at Glendale, California.

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26 \_\_\_\_\_  
27 Abigail Zelenski  
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