



1 Abbas Kazerounian #48522
ak@kazlg.com
2 **Kazerouni Law Group, APC**
3 245 Fischer Ave., Suite D1
4 Costa Mesa, CA 92626
5 P: (800) 400-6808
F: (800) 520-5523

6 Ryan L. McBride #50751
7 ryan@kazlg.com
8 **Kazerouni Law Group, APC**
9 2633 E. Indian School Road, Ste. 460
10 Phoenix, AZ 85016
11 Telephone: (800) 400-6808
Facsimile: (800) 520-5523
Attorneys for Plaintiffs

Boyd McFadden Mayo (SBN
43752)
mack@bmayolaw.com
Mayo Law Group
922 S Cowley Street, Suite 6
Spokane, WA 99202
Telephone: (509) 381-5091
Facsimile: (509) 241-0834

12 **UNITED STATES DISTRICT COURT**
13 **FOR THE EASTERN DISTRICT OF WASHINGTON**

14 **Nathan Hofstader and Richard**
15 **Cerenzia, individually and on**
16 **behalf of others similarly situated,**

17 **Plaintiffs,**

18 **v.**

19 **Emergency Physician Services, P.S.**
20 **Providence Holy Family Hospital,**
21 **Sacred Heart Medical Center, and**
22 **Providence Health and Services,**

23 **Defendants.**

Case No.: 2:18-cv-00062-SMJ

DECLARATION OF NATHAN
HOFSTADER IN SUPPORT OF:

(1) **FINAL APPROVAL OF CLASS**
ACTION SETTLEMENT

(2) **AWARD OF ATTORNEYS'**
FEEES, COSTS AND SERVICE
AWARDS;

DATE: February 9, 2021

TIME: 1:30 p.m.

CRTRM: 755

JUDGE: Hon. Salvador J. Mendoza



DECLARATION OF NATHAN HOFSTADER

I, Nathan Hofstader hereby declare under penalty of perjury that the following is true and correct:

1. I am one of the named Plaintiffs in this above captioned class action. If called as a witness, I would competently testify to the matters herein from personal knowledge. I am filing this declaration in support of Plaintiffs’ Motion for Attorneys Fees, Costs, and Service Awards and Motion for Final Approval of Class Action Settlement.
2. I have kept updated with the progress of this litigation through my attorneys.
3. I am willing to serve as a class representative and have been since I first joined this lawsuit.
4. I understand my tasks as a class representative and I have participated throughout this litigation in the belief I was helping all other persons similarly situated.
5. Specifically, I have served as an adequate Class Representative by reviewing the Settlement Agreement and submitting declarations in support of the motion for preliminary approval and the present motion; and I support final approval of the proposed Settlement.
6. I believe that this settlement is fair and reasonable; and among other things, the Settlement will avoid costly and time-consuming litigation and the need for trial.
7. In considering the Settlement, I carefully balanced the risks of continuing to engage in protracted and contentious litigation against the benefits to the Settlement Class, including the stipulated change in policies, and believe that the injunctive relief settlement is in the best interests of the Settlement Class Members.
8. I reviewed the Complaint in this case before it was filed, assisted counsel

KAZEROUNI
LAW GROUP, APC

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

with responding to discovery requests, sat for my own deposition, attended two settlement conferences across the state, reviewed preliminary and final approval documents, and helped prepare a declaration in support of this motion. I have spent hours fulfilling my class representative duties for this case.

9. I am unaware of any legal differences in my status as a Class Member from the other Class Members, nor of any unique factual issues pertaining to such representative status which must be litigated. To my knowledge, I have no conflict with the other Class Members.

10. I understand the obligations as serving as class representative and have continued to adequately represent the interests of the putative class since the preliminary approval order.

11. Neither myself, nor anyone in my family have any financial interest in this matter besides what may eventually be awarded by this Court. I further avow to put the Class Member's interest ahead of my own.

12. I support my attorneys' requests to be compensated for their fees and costs.

13. I respectfully request a \$2,500 incentive award for my participation in this case.

I declare under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct and that this declaration was signed in the State of Washington.

Dated: 11/09/2020

Respectfully submitted,



Nathan Hofstader
Plaintiff