

1 **BUCHALTER**
A Professional Corporation
2 KATHRYN B. FOX (SBN: 279705)
WILLIAM G. ANDERSON (SBN: 325528)
3 655 West Broadway, Suite 1600
San Diego, CA 92101
4 Telephone: 619.219.5335
Email: kfox@buchalter.com
5 Email: wanderson@buchalter.com

6 Attorneys for Defendant FONDOMONTE CALIFORNIA, LLC

7
8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF RIVERSIDE**

10 MARCOS BELTRAN, an individual and on
behalf of all others similarly situated;

11 Plaintiff,

12 vs.

13 FONDOMONTE CALIFORNIA, LLC, a
14 Delaware limited liability company; and DOES
1 through 50,

15 Defendants

Case No.: CVRI2402849

Assigned for All Purposes to:
Hon. Harold W. Hopp, Dept. 1

**DECLARATION OF KATHRYN B. FOX
IN SUPPORT OF MOTION FOR
PRELIMINARY APPROVAL OF
CLASS ACTION AND PAGA
SETTLEMENT**

[Filed Concurrently with Motion for
Preliminary Approval; Notice of Filing Class
Action and PAGA Settlement Agreement,
Declarations in Support Thereof, and
[Proposed] Order]

DATE: February 10, 2026

TIME: 8:30 a.m.

DEPT: 1

Reservation No.: 897260667678

Action Filed: May 24, 2024

Trial Date: Not Set

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

DECLARATION OF KATHRYN B. FOX

I, Kathryn B. Fox, declare and state as follows:

1. I am an attorney duly licensed to practice in the State of California and I am a Shareholder with Buchalter, APC, attorneys of record for Defendant Fondomonte California, LLC (“Fondomonte”) in this action. I know the following facts to be true to my own personal knowledge and if sworn as a witness, I could and would testify competently to the truth thereof.

2. I am not aware of any class, representative, or other collective action in any other court in this or any other jurisdiction that asserts claims similar to those asserted in this action on behalf of a class or group of individuals some or all of whom would also be members of the class defined in this action.

I declare under penalty of perjury of the laws of the State of California that the following is true and correct.

Executed on October 29, 2025, at San Diego, California.


KATHRYN B. FOX