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12 *Attorneys for Plaintiff Kyle Rodriguez and the Putative Class*

13 **SUPERIOR COURT FOR THE STATE OF CALIFORNIA**
 14 **COUNTY OF SACRAMENTO**

15 **KYLE RODRIGUEZ**, on behalf of himself and
16 all others similarly situated,

17 Plaintiff,

18 vs.

19 **RIVER CITY BANK**, a California Corporation;
20 and John Does 1-10,

21 Defendants.

CASE NO. 34-2021-00296612-CU-BC-GDS

22 **DECLARATION OF KYLE RODRIGUEZ IN**
 23 **SUPPORT OF PLAINTIFF’S MOTION FOR**
 24 **ORDER GRANTING FINAL APPROVAL OF**
 25 **CLASS ACTION SETTLEMENT AND**
 26 **MOTION FOR ATTORNEYS’ FEES, COSTS**
 27 **AND SERVICE AWARD FOR CLASS**
 28 **REPRESENTATIVE**

Date: October 26, 2021

Time: 9:00 a.m.

Dept.: 54

Hon. Christopher Krueger

Reservation No.: 2641097

Action filed: March 16, 2021

Trial date: none set

1 I, KYLE RODRIGUEZ, declare as follows:

2 1. I am the Named Plaintiff/Class Representative in the above-referenced action. I am over
3 the age of 18 and have personal knowledge of the facts set forth in this declaration and could and would
4 testify competently to them.

5 2. I first discussed the River City Bank data breach with attorney Julian Hammond in
6 February 2021. We discussed the details of the data breach, including when I first learned about the data
7 breach, how long I had been banking with River City Bank, and the types of my personal data that was
8 compromised as a result of the breach. Following that conversation, I decided to bring a lawsuit on behalf
9 of myself and all other California customers of River City Bank whose personal data was also
10 compromised or stolen as a result of the data breach.

11 3. Throughout the course of the litigation, I communicated with my attorneys regarding the
12 status of the case, and routinely responded to my attorneys' e-mails and phone calls. I also spent time
13 reviewing and/or approving key documents.

14 4. In February 2021, Mr. Hammond's office sent me a copy of my complaint to review and
15 approve, which took me approximately 45 minutes.

16 5. In September 2021, my attorneys sent me the Court's ruling on River City Bank's
17 demurrer, which I spent approximately 30 minutes reviewing.

18 6. In December 2021, my attorney sent me a copy of the Settlement Agreement to review
19 and sign. I spent approximately 45 minutes reviewing the settlement agreement before signing it.

20 7. In total, I estimate that I spent approximately 3 to 4 hours participating in this litigation.

21 8. I am a reserved person with no social media presence. I value my privacy for both personal
22 and professional reasons. I am aware of the notoriety associated with being a named plaintiff and I knew
23 that once I filed my lawsuit my anonymity would be compromised because of the public nature of a class
24 action lawsuit. Nonetheless, I decided to be a class representative to ensure that River City Bank, and
25 other banks, follow the laws designed to protect their customers' private information, including legal
26 requirements that banks inform their customers as soon as possible that their personal data has been
27 stolen.

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9. I fully support the Settlement, the requested attorneys' fees and costs, and the requested service award. I believe the Settlement is a good result for the Class.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on 9/21/2022.



KYLE RODRIGUEZ