

# HARMAN GREEN PC

Attorneys & Counselors At Law  
www.theharmanfirm.com

140 Broadway, Floor 46  
New York, New York 10005  
824 Exposition Ave., Suite 8  
Dallas, Texas 75226  
T: 646.248.2288 F: 212.202.3926

## **CONFIDENTIAL – DO NOT SHARE THIS DOCUMENT WITH ANY OTHER PERSON**

Re: 1:24-cv-6727, Joel Guerrero, Omar Jerome, Jose Diaz, Mike Moise, Muhammed Sesay, and Junior Janvier, on behalf of themselves and others similarly situated, / GoPuff, Gobrand, Inc., Gola Yakir, Rafael Ilshayev, and GB Logistics LLC.

Prospective Plaintiff, this document will help you calculate the amount of lost wage you might<sup>\*1</sup> be owed. Please follow the steps to help you calculate your lost wages. You can use this to calculate lost wages for a particular week, or multiple weeks (by repeating these steps).

Nothing herein shall be construed to mean that we have agreed to represent you, nor has any attorney client relationship been created by you engaging with this document in any capacity. If you send a copy of this document to our office in any capacity, we will maintain confidentiality over it as a potential client, but your sending of this form to us does not create any attorney client relationship.

1) Hours worked: \_\_\_\_\_

2) Total Income earned before tips: \_\_\_\_\_

Take 2) and divide it by 1), this will be your **hourly pay**.

- (Example: \$185 / 35 hours = **\$5.29/hour**)

---

<sup>1</sup> \*Legal Disclaimer: We cannot guarantee any result and cannot promise that you will win your case or win all damages that you calculate here. Nothing in this form is a guarantee or certainty, nor is it a representation of what you are owed. This form is used only for illustrative purposes. This form is not providing legal advice.

# HARMAN GREEN PC

Attorneys & Counselors At Law  
www.theharmanfirm.com

140 Broadway, Floor 46  
New York, New York 10005  
824 Exposition Ave., Suite 8  
Dallas, Texas 75226  
T: 646.248.2288 F: 212.202.3926

Hourly pay: \_\_\_\_\_

As of January 2025, the New York City, Long Island, and Westchester County minimum wage is \$16.50 per hour, and the rest of New York State is \$15.50 per hour.

To calculate your loss per hour, simply do \$16.5 (or \$15.5 if outside of New York City, Long Island, and Westchester County) minus your hourly pay.

- Example ( $\$16.5 - \$5.29 = \$11.21$ )

- Loss per hour \_\_\_\_\_

Then multiply this number ^ by your total hours worked in 1) \_\_\_\_\_

- Example ( $\$11.21 \times 35 = \$392.35$ ).

If you worked over 40 hours in a week, move to here.

To calculate overtime, take any hours over forty in a week, and do the following:

1) Hours worked – 40 = \_\_\_\_\_

2) Overtime: \$24.75 (or \$23.25 if outside of New York City, Long Island, and Westchester County)

Simply multiple the number from 1) with 2) to get your owed total overtime: \_\_\_\_\_

- (Example: 50 hours – 40 hours = 10 hours. 10 hours x \$24.75 = \$247.5)

To calculate loss considering overtime, it gets a little more complicated, but follow these steps.

1) Identify your total hours worked: \_\_\_\_\_

# HARMAN GREEN PC

Attorneys & Counselors At Law  
www.theharmanfirm.com

140 Broadway, Floor 46  
New York, New York 10005  
824 Exposition Ave., Suite 8  
Dallas, Texas 75226  
T: 646.248.2288 F: 212.202.3926

- a. Example: assume 55 hours
- 2) Identify total pay before tips: \_\_\_\_\_
  - a. Example: \$357.89
- 3) Calculate hourly rate (see above): \_\_\_\_\_
  - a. Example:  $(55 / \$357.89) = \$6.51/\text{hour}$
- 4) Calculate loss for the first forty hours (by using \$16.5 or \$15.5): \_\_\_\_\_
  - a. To get your **rate of loss**, do \$16.5 or \$15.5 minus the number in 3)
  - b. Example:  $(\$16.5 - \$6.51) = \$9.99$
- 5) Then multiply by 40 to get your loss for the first 40 hours of work that week: \_\_\_\_\_
  - a. Example:  $(\$9.99 \times 40) = \$399.71$ 
    - i. Hold onto this number.
- 6) Calculate **rate of loss for the overtime pay** (above forty hours) by using \$24.75 or \$23.25, this number should be more than your normal rate loss (the \$9.99 in the example above):  
\_\_\_\_\_
  - a. Example: 55 hours – 40 hours = 15 hours.
  - b. Example:  $\$24.75 - \$6.51$  (the number from 3) above) =  $\$18.24$  per hour.
- 7) Then simply multiple the time worked over 40 hours by the rate in 6): \_\_\_\_\_
  - a. Example:  $15 \times \$18.24 = \$273.6$
- 8) Add the two final numbers ( $\$273.6 + \$399.71$ ) to get your total: \_\_\_\_\_
  - a. Example: \$673.31

# HARMAN GREEN PC

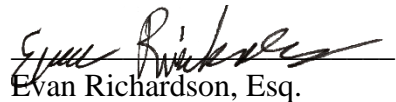
Attorneys & Counselors At Law  
www.theharmanfirm.com

140 Broadway, Floor 46  
New York, New York 10005  
824 Exposition Ave., Suite 8  
Dallas, Texas 75226  
T: 646.248.2288 F: 212.202.3926

In the example above, the worker would have lost \$673.31 because they were only paid \$357.89 for 55 hours of work in one week (they should have been paid \$1,031.2 for the week). If this happened over the course of, for example, 15 weeks, the loss would be \$10,099.65. Under the law, if you can prove a company willfully and maliciously denied you the correct pay, you may be entitled to up to three times as much money for the failed pay, making that \$10,099.65 turn into \$30,298.95.

We hope you will contact us if you feel that you have not been paid your full and complete wages for work completed.

Best,



Evan Richardson, Esq.  
HARMAN GREEN PC  
140 Broadway, Floor 46  
New York, New York 10005  
824 Exposition Ave., Suite 8  
Dallas, Texas 75226  
Texas State Bar No. 24138559  
New York State Bar No. 6009112  
erichardson@theharmanfirm.com  
(646) 248-2288; (561) 214-3339