

Yosef Peretz (SBN 209288)
Shane Howarter (SBN 311970)
PERETZ & ASSOCIATES
22 Battery Street, Suite 200
San Francisco, CA 94111
Tel: 415.732.3777
Fax: 415.732.3791
yperetz@peretzlaw.com
showarter@peretzlaw.com

Martin M. Horowitz (SBN 79073)
Stephanie Rubinoﬀ (SBN 98229)
HOROWITZ & RUBINOFF
1440 Broadway, Suite 607
Oakland, CA 94612
Tel: 510.444.7717
mhorowitz@h-rlegal.com
srubinoﬀ@h-rlegal.com

Attorneys for Named Plaintiffs IRENE CLINE, LYNN CHO,
DESIREE PACHECO, and ITZEL MARLENE DIAZ

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR ALAMEDA COUNTY**

IRENE CLINE, LYNN CHO, DESIREE
PACHECO, and ITZEL MARLENE DIAZ,
individually, on behalf of all other similarly
situated persons, on behalf of the
CALIFORNIA LABOR AND
WORKFORCE DEVELOPMENT
AGENCY, and on behalf of the STATE OF
CALIFORNIA,

Plaintiffs,

v.

SI SE PUEDE BEHAVIORAL, INC. a.k.a.
SOCIALLY SIGNIFICANT
PROGRAMMING FOR BEHAVIORS,
INC., a California corporation; FELICIA
LOPEZ, an individual; and DOES 1-20,

Defendants.

Case No. RG18911378

**DECLARATION OF FELICIA LOPEZ
IN SUPPORT OF PLAINTIFFS' MOTION
FOR PRELIMINARY APPROVAL OF
CLASS ACTION SETTLEMENT**

ASSIGNED FOR ALL PURPOSES TO
JUDGE WINIFRED Y. SMITH
DEPARTMENT 21

Date: August 13, 2021
Time: 10:00 a.m.
Reservation Nos.: R-2276695

Complaint Filed: July 2, 2018
Trial Date: None set

ENDORSED
FILED
ALAMEDA COU

JUL 22 2021

CLERK OF THE SUPERIOR

By *Smay*

1 I, Felicia Lopez, declare as follows:

2 1. I am one of the Defendants named in the above-referenced action. I am also the Chief
3 Executive Officer of Defendant Si Se Puede Behavioral Intervention, Inc. a.k.a. Socially
4 Significant Programming for Behaviors, Inc. ("SSPBI").

5 2. I have personal knowledge of the matters set forth herein, except as to those matters
6 alleged upon information and belief and as to those matters, I believe them to be true. If called
7 upon to testify, I could and would do so competently.

8 3. This declaration is submitted in support of the Plaintiffs' request to grant preliminary
9 approval to a settlement of this action, which I understand includes class claims against myself
10 and against SSPBI.

11 4. On October 13, 2020, I caused SSPBI to file a petition for relief under Chapter 7 of the
12 United States Bankruptcy Code as Case #20-41647-CN in the United States Bankruptcy Court
13 for the Northern District of California, Oakland Division (the "Bankruptcy Case"). SSPBI had
14 already ceased all operations prior to filing the Bankruptcy Case. Paul Mansdorf was appointed
15 as the chapter 7 trustee in the Bankruptcy Case (the "Trustee"). I am informed and believe that
16 in accordance with the Bankruptcy Code, all assets of SSPBI have been administered and
17 liquidated by the Trustee.

18 5. I am also informed and believe that on February 12, 2021, United States Bankruptcy
19 Judge Charles Novack of the Northern District of California approved the stipulation between
20 the Trustee, the individual Plaintiffs and the putative class in satisfaction of Plaintiffs' claims
21 against SSPBI in this case. Based on the order of the Bankruptcy Court, I understand that the
22 Trustee is expected to make one distribution to the trust account of the law firm representing
23 Plaintiffs in satisfaction of the claims against SSPBI.

24 6. In addition to SSPBI filing for bankruptcy, in 2020 I also began consulting with a
25 bankruptcy attorney, Michael W. Malter of Binder & Malter LLP, due to this lawsuit that was
26 pending against me. I learned that I was a good candidate for filing bankruptcy because the
27 small home that I owned and lived in with my minor sons has no unprotected equity due to the
28 mortgage on the property and the increased California homestead exemption of \$600,000. In
addition, my only business, SSPBI, was now in chapter 7 and my interest in that business was
therefore worthless. My only other asset of any significant value was my mandatory 401k plan
from SSPBI which was required to be converted into an IRA after SSPBI filed bankruptcy. I

1 understand that my IRA is beyond the reach of creditors due to exemptions under California and
2 federal law. My other assets were of nominal value and were also protected by statutory
3 exemptions that would allow me to keep them if I filed a chapter 7 case or if any creditor tried
4 to enforce a judgment against me.

5 7. Therefore, on my behalf, Attorney Malter negotiated a settlement of this action. I
6 agreed to contribute \$30,000 to the settlement. These funds were the result of me liquidating a
7 small brokerage account which I had and the balance of \$30,000 remained after the costs of
8 liquidation and payment of income taxes. I am prepared to pay the \$30,000 for the settlement
9 as soon as the Court grants final approval to the pending settlement.

10 I declare under penalty of the laws of the state of California that the foregoing is true
11 and correct and that this declaration was executed on this day on 22 July 2021, in Santa Clara
12 County, California.

DocuSigned by:

Felicia Lopez

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Felicia Lopez