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9 *Attorneys for Plaintiffs*

10 **SUPERIOR COURT OF CALIFORNIA**
11 **COUNTY OF SAN MATEO**
12 **UNLIMITED CIVIL**

13 DAVID WALKER, MELISSA CLARK,
14 and BENJAMIN WILSON, individually
and as representatives of the Class,

15 Plaintiffs,

16 v.

17 INFLECTION RISK SOLUTIONS, LLC,

18 Defendant.

Case No.: 22-CIV-02954

**EXHIBIT 4 TO PLAINTIFFS’
SUPPLEMENTAL
MEMORANDUM OF POINTS
AND AUTHORITIES IN
SUPPORT OF MOTION FOR
PRELIMINARY APPROVAL OF
CLASS ACTION SETTLEMENT**

Assigned for all purposes to
Hon. V. Raymond Swope

Date: December 16, 2024
Time: 3:00 PM
Department: 23

Electronically
FILED
by Superior Court of California, County of San Mateo
ON 12/12/2024
By /s/ Ashlee Nelson
Deputy Clerk

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Case No.: 22-CIV-02954

EXHIBIT

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10 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
COUNTY OF SAN MATEO
11 **UNLIMITED CIVIL**

12 DAVID WALKER, MELISSA CLARK, and
13 BENJAMIN WILSON, individually and as
representatives of the Class,

14 Plaintiffs,

15 vs.

16 INFLECTION RISK SOLUTIONS, LLC,
17

18 Defendant.

Case No. 22-CIV-02954

DECLARATION OF DAVID WALKER

Assigned for All Purposes to Hon. V.
Raymond Swope

Date: November 18, 2024

Time: 3:00 p.m.

Department: 23

19
20 I, David Walker, declare as follows:

21 1. I am one of the Named Plaintiffs in the above-captioned matter. I am over 18 years
22 of age and have personal knowledge of the facts described in this Declaration. If called as a witness,
23 I could and would testify competently to these facts.

24 2. I first retained Berger Montague to represent me after I discovered that a company,
25 at the time name unknown to me, but ultimately discovered to be Defendant, had inaccurately
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1 reported to my potential employer that I was a registered sex offender, which caused me great
2 embarrassment and distress.

3 3. I then assisted Berger Montague in investigating potential claims against Defendant,
4 including sharing all documents and communications I had in my records, with counsel, providing
5 documentation of my identity to request my consumer files and to submit a dispute to Defendant.

6 4. Through this investigation, Berger Montague was able to determine that the
7 inadequacies with Defendant's reporting practices appeared to be systemic and likely impacted
8 thousands of consumers.

9 5. I was determined to hold Defendant accountable for its practices, to secure
10 compensation for other consumers who had been harmed by Defendant's conduct, and hopefully,
11 to initiate change so that what happened to me would not happen to others.

12 6. I agreed to serve as a Class Representative and to pursue my claims on a class basis.
13 I knowingly and fully accepted the risks involved in this decision, and made a long-term
14 commitment to actively participate in this case, to put the interests of class members ahead of my
15 own, and to take my duties as Class Representative seriously. I have remained determined to see
16 this case through to classwide resolution to secure relief for other aggrieved consumers.

17 7. During this litigation, I have spent time working with my attorneys, and carrying out
18 my responsibilities as a Class Representative. In particular, I (1) identified and contacted Berger
19 Montague about my potential claims, (2) assisted counsel in investigating the claims, including by
20 providing documentation required to request my consumer files and submit disputes, and by sharing
21 copies of my personal communications regarding the prospective job application that spurred the
22 inaccurate report from Defendant, (3) reviewed and approved the complaint, amended, and second
23 amended complaints for filing, (4) regularly conferred with counsel, including participating in a
24 lengthy initial interview with intake staff and follow up calls with counsel, reaching out for updates
25 on a regular basis, and reviewing all letters and communications sent by counsel to me, exchanging
26 over 20 emails with counsel, (5) made myself available to counsel throughout settlement
27 negotiations, and (6) reviewed and approved the Settlement Agreement, and the Amended
28 Settlement Agreement.

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8. In all, my best good faith estimate is that I spent approximately 48-60 hours in my efforts furthering the investigation, litigation, and settlement of my claims. I have invested my own time in this matter for over two years.

9. I was ready and willing to testify at deposition and/or trial, had the case continued in litigation.

10. I have also agreed, as part of the Settlement, to provide a general release of all claims against Defendant. The release to which I agreed is substantially broader than the release the Settlement Class Members are to provide.

11. I understand that there are many risks and uncertainties involved in continuing to pursue this case. I have been advised of the terms of the Settlement and, in light of the risks and uncertainties in proceeding, as well as the relief provided by the Settlement, I believe it is fair, reasonable, and in the best interests of the Settlement Class Members.

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

Executed on this 8th day of November, 2024, at Temple, Texas.

DocuSigned by:
David Walker
AE93C33076DF401...

David Walker