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8 IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THE COUNTY OF KING

9 KRIS HARDIE, individually and on behalf of
10 all others similarly situated,

11 Plaintiff,

12 v.

13 BEST PARKING LOT CLEANING INC., a
14 Washington Corporation,

15 Defendants.

NO. 17-2-27730-4 KNT

**DECLARATION OF JEDIDIAH
WILSON**

16 I, JEDIDIAH WILSON, declare and say as follows:

17 1. I make the following declaration based on my own personal knowledge. I am
18 over the age of 18 and am competent to testify on the matters presented in this declaration.

19 2. I am a resident of Washington State. I currently live in Tacoma, WA.

20 3. I worked for Best Parking Lot Cleaning Inc. (“Best”) as a Street Sweeper
21 Operator from approximately August 21, 2017 to April of 2018.

22 4. On my first day on the job I was expected to fill out paperwork for the company.
23 I did that. Then I had to wait around the yard for a few hours for a driver to come to the yard
24 and train me. The solar eclipse also happened this day. I went out to watch it with everyone
25 from work.
26

1 5. During my first week of work, I worked approximately 66 hours. I believe I was
2 only paid for approximately 55 hours. I brought up this discrepancy with Rebecca Craig. She
3 told me that she did not pay me for all of my hours because I was filling out paperwork upon
4 hire and was viewing the eclipse. I was at Best's facility during all of my hours and did not
5 spend 11 hours filling out paperwork or viewing the eclipse.

6 6. From around the end of November 2017, until the beginning of January 2018, I
7 worked exclusively as a driver on Best's Port of Seattle job. Best did not inform me that this
8 was a prevailing wage job. I understand this was a prevailing wage job. I was paid less than the
9 stated prevailing wage for some of the work I performed on this job. I was not paid prevailing
10 wage for my travel time to and from that job.

11 7. I have reviewed my paystubs. Best changed the hourly rate for which I was paid,
12 sometimes on a weekly basis.

13 8. I was terminated by Best around April 2018. Before I was terminated, I made a
14 claim to Labor & Industries for being paid the incorrect prevailing wage rate. My claim was
15 later dismissed.

16 9. In around September 2018, Rebecca Craig texted me out of the blue. She and I
17 had not had any contact since my termination. She told me that she knew of someone who
18 might have a job for me. She invited me to come in to the office and speak with her about it.

19 10. When I arrived at her office, she informed me that the job she knew about was at
20 Best. I accepted the job offer.

21 11. I returned to work at Best on or around October 5, 2018, to work as a laborer.
22 Rebecca Craig understood that I do not have a CDL. I am currently a sweeper driver for the
23 company.

24 12. On October 8, 2018, I had my first day of work after returning to Best. I was
25 called into Rebecca's office that day and pressured to opt out of the lawsuit. Rebecca Craig and
26 Rich Hamilton asked me if I was a spy for Kris Hardie. I told them that I am not a spy but they

1 were skeptical. I felt that I was expected to prove to them that I was going to be loyal to them.
2 In order to prove to them that I am not a spy, I went out to my car and grabbed my cellphone. I
3 made a phone call to Rekhi & Wolk while Rich and Rebecca were in the room. Over the phone,
4 I told the attorney at Rekhi & Wolk that I wished to take back the declaration that I had signed
5 for them in support of the lawsuit.

6 13. I asked for some money to help with my vehicle tabs, insurance, and other
7 expenses. Rebecca Craig gave me a \$1,000.00 check from the company's bank account and
8 called it a "loan." I cashed this check. To my knowledge, there were no terms related to this
9 loan: no interest, no date by which I needed to pay it back, and no other conditions.

10 14. After returning to work for Best, I noticed that Rebecca Craig makes employees
11 at Best feel insecure and worried about cooperating with the lawsuit. After I hired back on, she
12 would bring up that she had an "opt out form" on an almost-daily basis.

13 15. At Best, we have monthly safety meeting. At these meetings, Rebecca Craig
14 brings up the lawsuit and Kris Hardie. She makes vaguely threatening statements like "you can
15 cooperate with attorneys if you want to...." I believe the implication in the tone of her voice is
16 that there will be consequences for any employee who speaks with the attorneys from Rekhi &
17 Wolk or with Kris Hardie.

18 16. On a number of occasions, I noticed that I was not getting paid for all the hours
19 that I reported on my driver sheets. I spoke with Debie Boyd about this. She informed me that
20 Best would change the driver log hours after I submitted them. They did not tell me that they
21 made these changes prior to issuing my paycheck.

22 17. Best does not inform me when they modify the timesheets that I submitted.

23 18. I did not and I do not get an uninterrupted 10-minute rest break for every four
24 hours that I worked at Best.

25 19. I did not and I do not always get an uninterrupted 30-minute meal break when I
26 worked shifts longer than 5 hours.

1 20. I have written down on my timesheets that I received a 30-minute meal break,
2 even when I did not. The reason I write down that I get a meal break, even when I do not, is
3 that Best will not accept my timesheets if I did not write down that I received a meal break.

4 21. When I do pre-trip and post-trip inspections on the trucks at Best, I often turn on
5 the truck first and drive it to the part of the shop that is well-lit and near the materials, fluids,
6 etc., needed.

7 22. The City of Puyallup maintains a fire hydrant across the street from Best's shop.
8 This hydrant is frequently used by Best drivers to fill up their trucks on their way to jobs.

9 23. I sometimes fill up my truck with water on my way to jobs. If I report the time I
10 spend waiting to fill up with water as "waiting time" then my pay is reduced by that amount of
11 time. For that reason, I, along with other drivers, often write all of the time spent driving to a
12 job, including time spent filling up with water, as "travel time." If I do not write the time spent
13 waiting to fill up with water as "travel time," I will not be paid for that time.

14 24. Andrew Saller, the attorney for Best, came to Best's shop in mid-October 2018.
15 He and the paralegal from his office came to interview many of the employees at Best. He
16 wanted to speak with me personally, without Rich or Rebecca present. I spoke with him one on
17 one. I told him that I was owed money by the company.

18 25. At a safety meeting in or around December 2018, Rebecca Craig announced that
19 the class action was certified. She told us that we would be receiving something in the mail
20 about the class action soon. She said that notice would have an opt-out form. She said
21 something to the effect of "I want to thank all the current and former employees who have
22 opted out of the lawsuit. You really helped us. For those that haven't..." She pressured people
23 to opt out by repeatedly stressing that we would need to take action to opt out. She has
24 repeatedly told me that she will get me the form to opt out. She has texted me about opting out.

1 26. Rebecca Craig told me that if I am paid the posted prevailing wage rate, that the
2 unions will take \$14 per hour from our paycheck and we will end up earning less. She has
3 created a climate where employees are fearful of unionizing.

4 27. In early January 2019, I worked a prevailing wage job for a contractor called
5 Inland Group. I do not believe I was paid prevailing wage rate for this job.

6 28. On Monday, January 7, 2019, I made a phone call to the law office of Rekhi &
7 Wolk. Another driver, Trip Sharp, was in the truck with me when I made this phone call. After
8 the phone call, Mr. Sharp returned to his car but did not turn it on. He sat in his car until I left. I
9 believe he was waiting to tell Rebecca Craig about the phone call.

10 29. On Wednesday, January 9, 2019, Rebecca Craig texted me while I was driving.
11 She told me there would be a form to opt out of the lawsuit. Attached as **Exhibit A** is a true and
12 correct copy of this text message.

13 30. When I was back at the shop, around the next day, I walked in to her office to
14 talk to her about what she may have heard about my cooperation with Rekhi & Wolk. In her
15 office, I lied and told her that I had not made any phone calls to Kris Hardie's attorneys. I
16 feared retaliation. Rebecca Craig gave me a look of disbelief.

17 31. I was not scheduled for any work after that meeting for a week and a half.

18 32. On January 21, 2019, I visited Rebecca Craig in her office. I told her I hadn't
19 worked in a week and a half. She told me something like, "you know why you're not working."
20 I replied, "I don't know what you're talking about." She says "I brought you back here on good
21 faith. And I have been hearing that you have been saying things." I asked, "like what?" She
22 asked me, "have you spoken with Kris Hardie's attorneys?" I replied, "no." The questions she
23 asked indicated to me that Trip Sharp had said something to her about my calling Rekhi &
24 Wolk. She said, "employees are coming to me saying you're hard to work with and are
25 confrontational." After that I left her office.
26

1 33. Work was sporadic for me after that. Eventually, I emailed Rebecca Craig on
2 March 11, 2019, and I asked to confirm whether I still had a job. I had been calling dispatch
3 every day as required. I had been told every day that work is slow and there is no job for me to
4 do. I asked her to inform me, if I was terminated, what were the reasons for my termination.
5 After a short email exchange, she sent me a reply that confirmed I was terminated.
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10 I declare under penalty of perjury under the laws of the State of Washington that the
11 foregoing is true and correct.
12

13 EXECUTED at Tacoma, Washington this 19 day of March, 2019.
14 [city] [month]

15 *Jedidiah
Wilson*

16 _____
Jedidiah Wilson

17 03/19/2019
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R

Rebecca At Work >

There will be a form to opt out. I will get it to you when it becomes available or there are further instructions of what or how to opt out.. I dont have anything yet. Thanks for your help. I do appreciate it.@

Ok thanks

Also W2 are done. I know you dont have fb. We posted it on the employee page. Everyone's excited about their tax returns. Hopefully the shut down ends so they can get their \$ on their return. 😞

Ok I made a whopping \$30,000 last year 😂

Well you had some time off!
Hopefully you can more than
double that in 2019!



Text Message

