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10 Attorneys for Plaintiffs

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12 **UNITED STATES DISTRICT COURT**
13 **SOUTHERN DISTRICT OF CALIFORNIA**
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15 CONNIE DIBEL, an individual;)	CASE NO.: 06CV 2533 BEN (AJB)
16 BELINDA HAGEN, an individual;)	
17 VANESSA BROWN, an individual, on)	<u>CLASS ACTION</u>
18 Behalf of Themselves and on Behalf of All)	
19 Persons Similarly Situated,)	CONSENT TO JOIN
20 Plaintiffs)	
21 vs.)	Complaint Filed: 10/6/06
22 JENNY CRAIG, INC., JENNY CRAIG)	Trial Date: None
23 INTERNATIONAL, INC., JENNY)	
24 CRAIG MANAGEMENT, INC.; JENNY)	
25 CRAIG OPERATIONS, INC.; JENNY)	
26 CRAIG PRODUCTS, INC.; JENNY)	
27 CRAIG WEIGHT LOSS CENTRES, INC.)	
28 and DOES 1 through 50, inclusive,)	
Defendants.)	

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26 I, _____, am an employee or former employee of the
27 defendants in the above-captioned action, known to me as "JENNY CRAIG," and was
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employed as a Consultant between approximately _____ and
_____ in a JENNY CRAIG store located in _____, California.

I hereby consent to join this collective action as a party plaintiff pursuant to 29
U.S.C. § 216(b). I consent to making a claim in a Fair Labor Standards Act lawsuit, seeking
payment of unpaid wages, including minimum wage and overtime compensation, and
related relief against defendants JENNY CRAIG, INC., et al.

DATED: _____, 2007

Signature: _____

Print Name: _____

QUESTIONNAIRE FOR JENNY CRAIG SALES CONSULTANTS/COUNSELORS

Name: _____
Address: _____
Email: _____
Phones: _____
(home) (work) (cell)

EMPLOYMENT HISTORY AT JENNY CRAIG:

Job Position(s):	Dates Held:	Hourly Rate of Pay:
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

Location:	Dates:	Immediate Supervisor:
_____	_____	_____
_____	_____	_____
_____	_____	_____

Employee ID Number (if any): _____

ESTIMATED OVERTIME:

While employed as a Sales Consultant/Counselor at Jenny Craig, did you routinely report to work before the start of your scheduled shift to prepare for client interviews or any other reason? Circle one: **yes** / **no**

If yes, please describe the work tasks you performed prior to the start of your scheduled work shift: _____

On average, how many minutes per day did you work 'off-the-clock' prior to the start of your scheduled shift? (ie., 10-15 minutes, 20-30 minutes, etc.) _____

(Note: "Off-the-clock" means time that you worked for which you were not paid, usually before the start of your scheduled shift, during a scheduled meal or rest period, or after the end of your scheduled shift.)

On average, how many times per week did you work 'off-the-clock' prior to the start of your scheduled shift? _____ (times per week on average)

Were you scheduled as a full-time 40-hours per week employee? **Yes** / **No** (circle one)

If you were a part-time employee, how many hours per shift did you usually work? _____ hours per day on average

WERE YOU EVER REQUIRED TO WORK BEYOND YOUR SCHEDULED SHIFT?

Yes _____ **No** _____

On average, how many days per week were you required to work beyond your scheduled shift? _____

When you worked beyond your scheduled shift, on average, how many minutes of overtime did you work? (ie., 10-15 minutes, 30 minutes, etc.)
_____ average minutes worked after shift.

What types of work did you typically perform 'off-the-clock' after the end of your scheduled shift? _____

Are you aware of any circumstances where a supervisor or other manager may have altered your time records to eliminate overtime hours? If yes, please describe: _____

Did a supervisor or manager ever tell you to not record or report time that you may have worked before or after your scheduled shift? If yes, please describe: _____

DID YOU EVER WORK DURING SCHEDULED LUNCH BREAKS:

Yes _____ **No** _____

Were your lunch breaks pre-scheduled? Yes / No (circle one)

Were you typically scheduled for a one-hour lunch or a thirty minute lunch? _____

Were you required to independently record the start and end times of your lunch breaks? Yes / No (circle one).

If yes, please describe how you recorded the start and end times of your lunch breaks (ie., entered into computer, wrote on time sheet, etc.):

Did you record the actual length of your non-working meal period or did you just record the scheduled time you were supposed to take your meal period? Please explain: _____

On average, how long did you usually take for a lunch break without performing any work during the break? _____ (minutes)

On average, how many times per week did you take a full lunch break without taking telephone calls or customer appointments, handling paperwork or being interrupted by work duties? _____ Times per week.

On average, how many times per month did you miss an entire one-hour lunch break? _____ times per month.

Reasons for missing all or a portion of your lunch breaks:
(check all that apply)

Scheduled customer appointments during lunch? _____

Performing paperwork or computer entries? _____

Making or taking phone calls? _____

Other (please describe) _____

FORMER EMPLOYEES:

If terminated, did you receive your final paycheck, including pay for any accrued but unused vacation time, on the day of your termination?

Yes / No (Circle one). If no, please explain: _____

If you quit, did you receive your final paycheck, including pay for any accrued but unused vacation time, within three days of your noticed last day? Yes / No (Circle one). If no, please explain: _____

Where are you currently working? _____

BUSINESS EXPENSES:

Did you pay for any required work-related expenses without reimbursement? (Such as uniforms, products, etc.) Yes / No (circle one)

If Yes, please explain: _____

Were you ever required to use your car for work-related tasks without mileage reimbursement (does not include commuting to work), such as visiting customers, picking up or delivering items, bank runs, visiting other Jenny Craig locations, etc.: Yes / No (circle one)

VACATION PAY:

Does Jenny Craig have a "use it or lose it" vacation policy? (Where accrued vacation must be used before a certain deadline or the vacation days will be forfeited.) Please Describe: _____

Did you ever lose any vacation days, or other paid time off (PTO), while employed at Jenny Craig? Please Describe: _____

ADDITIONAL INVESTIGATION:

Has anyone from Jenny Craig, or their attorneys, discussed this case with you or attempted to obtain information or a statement from you related to this case? Please Describe:

Has Jenny Craig recently distributed any memoranda or policy statements to employees regarding their work hours? Describe:

Additional Comments/Questions you may have:

For additional information or clarification, please call Daniel J. Padova, Esq. at 949/417-5600.

ALL RESPONSES ARE CONFIDENTIAL.
THANK YOU FOR YOUR TIME IN PROVIDING THIS INFORMATION