

AFFIDAVIT

I, Jordan Langer, am the Chief Executive Officer of NPU, Inc., a California corporation (“NPU”) and hereby declare the following:

NPU was a party to the legal action entitled Ryan Melchiano, et. Al. v. NPU, INC. that was filed in the San Francisco Superior Court under Case No. CGC-21-590031 (the “**Court Case**”). The Court Case involved claims of disputed employment issues against NPU. On March 17, 2022, the case was resolved and dismissed, as evidenced by the Request for Dismissal, attached hereto as **Exhibit A**.

The Request for Dismissal, stamped with an “Dismissal Entered” date of March 17, 2022, by Carol Balistreri Deputy Clerk evidencing dismissal of the Court Case attached as **Exhibit A** is a true and correct copy.

I declare under penalty of perjury that the contents of this affidavit are true and correct.

By: 
 Jordan Langer
 Chief Executive Officer
 NPU, Inc., a California corporation

Exhibit A

Request for Dismissal evidencing dismissal of Court Case

[attached]

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Phil Foster (SBN 262120) Tour-Sarkissian Law Offices, LLP 211 Gough Street, 3 rd Floor San Francisco, CA 94102 TELEPHONE NO.: (415) 626-7744 FAX NO. (Optional): (415) 626-8198 E-MAIL ADDRESS (Optional): phil@tslo.com ATTORNEY FOR (Name): Plaintiffs/Cross-Defendants Ryan Melchiano, Juan Jesus Garcia, Efhalea King, and Kevin Theesfeld	FOR COURT USE ONLY ELECTRONICALLY FILED <i>Superior Court of California, County of San Francisco</i> 03/17/2022 Clerk of the Court BY: CAROL BALISTRERI Deputy Clerk
SUPERIOR COURT OF CALIFORNIA, COUNTY OF San Francisco STREET ADDRESS: 400 McAllister Street MAILING ADDRESS: CITY AND ZIP CODE: San Francisco, CA 94102 BRANCH NAME:	
PLAINTIFF/PETITIONER: Ryan Melchiano, et al. DEFENDANT/RESPONDENT: NPU, Inc., et al	
REQUEST FOR DISMISSAL	CASE NUMBER: CGC-21-590031
A conformed copy will not be returned by the clerk unless a method of return is provided with the document.	
This form may not be used for dismissal of a derivative action or a class action or of any party or cause of action in a class action. (Cal. Rules of Court, rules 3.760 and 3.770.)	

1. TO THE CLERK: Please **dismiss** this action as follows:

- a. (1) ☒ With prejudice (2) ☐ Without prejudice
 b. (1) ☒ Complaint (2) ☐ Petition
 (3) ☒ Cross-complaint filed by (name): NPU, Inc.
 (4) ☐ Cross-complaint filed by (name):
 (5) ☒ Entire action of all parties and all causes of action
 (6) ☐ Other (specify):*

on (date): May 14, 2021
 on (date):

2. (Complete in all cases except family law cases.)

The court ☐ did ☒ did not waive court fees and costs for a party in this case. (This information may be obtained from the clerk. If court fees and costs were waived, the declaration on the back of this form must be completed).

Date: March 17, 2022

Phil Foster

(TYPE OR PRINT NAME OF ☒ ATTORNEY ☐ PARTY WITHOUT ATTORNEY)

*If dismissal requested is of specified parties only of specified causes of action only, or of specified cross-complaints only, so state and identify the parties, causes of action, or cross-complaints to be dismissed.

Attorney or party without attorney for:

- ☒ Plaintiff/Petitioner ☐ Defendant/Respondent
☐ Cross-Complainant

TO THE CLERK: Consent to the above dismissal is hereby given.**

Date: March 17, 2022

Mia S. Blackler

(TYPE OR PRINT NAME OF ☒ ATTORNEY ☐ PARTY WITHOUT ATTORNEY)

** If a cross-complaint – or Response (Family Law) seeking affirmative relief – is on file, the attorney for cross-complainant (respondent) must sign this consent if required by Code of Civil Procedure section 581 (i) or (j).

Attorney or party without attorney for:

- ☐ Plaintiff/Petitioner ☒ Defendant/Respondent
☒ Cross-Complainant

(To be completed by clerk)

4. ☐ Dismissal entered as requested on (date):

5. ☐ Dismissal entered on (date):

as to only (name):

6. ☐ Dismissal **not entered** as requested for the following reasons (specify):

7. a. ☐ Attorney or party without attorney notified on (date):

b. ☐ Attorney or party without attorney not notified. Filing party failed to provide

☐ a copy to be conformed ☐ means to return conformed copy

Date:

Clerk, by _____, Deputy

**DISMISSAL ENTERED
03/17/2022
By: CAROL BALISTRERI
Deputy Clerk**

PLAINTIFF/PETITIONER: Ryan Melchiano, et al.
 DEFENDANT/RESPONDENT: NPU, Inc., et al.

CASE NUMBER:
 CGC-21-590031

COURT'S RECOVERY OF WAIVED COURT FEES AND COSTS

If a party whose court fees and costs were initially waived has recovered or will recover \$10,000 or more in value by way of settlement, compromise, arbitration award, mediation settlement, or other means, the court has a statutory lien on that recovery. The court may refuse to dismiss the case until the lien is satisfied. (Gov. Code, § 68637.)

Declaration Concerning Waived Court Fees

1. The court waived court fees and costs in this action for *(name)*:
2. The person named in item 1 is *(check one below)*:
 - a. ☐ not recovering anything of value by this action.
 - b. ☐ recovering less than \$10,000 in value by this action.
 - c. ☐ recovering \$10,000 or more in value by this action. *(If item 2c is checked, item 3 must be completed.)*
3. ☐ All court fees and court costs that were waived in this action have been paid to the court *(check one)*: ☐ Yes ☐ No

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

Date: _____

 (TYPE OR PRINT NAME OF ☐ ATTORNEY ☐ PARTY MAKING DECLARATION)

 (SIGNATURE)