

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION**

SUNYAK, et al.,	:	Case Nos.: 1:11-cv-445
	:	1:12-cv-329
v.	:	
	:	
CITY OF CINCINNATI, et al.,	:	Judge Michael R. Barrett
	:	
(City of Cincinnati Pension Litigation)	:	AGREED ORDER

The parties have reached additional agreements consistent with the terms of the CSA, and the Court, having overseen said negotiations and being fully apprised of the attendant circumstances, hereby Orders as follows:

1. Pursuant to section 34 of the CSA, the parties negotiated and agreed upon an attorney fee repayment plan that fully reimburses the CRS Pension Trust for the full Current Employees Class Counsel attorney fees. Beginning on July 1, 2024, the CRS will begin recoupment of Current Employee Class Counsel fees paid pursuant to the Court's Order dated October 22, 2015 (Doc. 104) by withholding funds from the monthly pension benefits of retired Current Employee Class members as follows: 1) \$8.26 per month from retired Current Employee Class members who are not eligible for retiree health benefits as a result of the CSA; and 2) \$16.26 per month from retired Current Employee Class members who are eligible for retiree health benefits as a result of the CSA. Said deductions shall only apply to monthly pension benefits effective July 1, 2024 (with collection beginning on August 1, 2024) and shall continue until the full \$4.5 million in Current Employee Class Counsel attorney fees has been reimbursed. The deductions shall apply to a joint annuitant's pension benefit in the same amount that applied to the retiree. No amount shall be sought from the survivor or estate of any retiree. All such deductions

shall cease when the total aggregate amount deducted equals the amount paid in Current Employee Class attorney fees, which is \$4.5 million.

2. Pursuant to section 24(ii) of the CSA, the parties negotiated and agreed upon a revised “point system” matrix to determine the percentage of premium paid by retirees hired on or after January 9, 1997 for retiree health care coverage. A copy of the revised matrix is attached as Exhibit A. The CRS and the City shall make retiree health care coverage available to the eligible members of the Current Employee Class, including without limitation all individuals eligible for or participating in retiree healthcare under the existing point system matrix as of the date of this Order, on the terms stated in the revised matrix beginning July 1, 2024 (with adjusted corresponding premiums collected beginning with the August 1, 2024 pension payment). Upon entry of this Order, the CRS and the City shall post the revised matrix on the appropriate pages of the websites concerning City retirement benefits and communicate to CSA members who are or may become subject to the point system matrix by U.S. Mail. The City and the CRS acknowledge that counsel for the Current Employee Class has requested and obtained information from the City and the CRS in connection with the negotiation of the revised point system matrix, and the City and the CRS represent and warrant as a material inducement for agreement to this Order, that that all such is true, accurate and complete.

3. The City and the parties negotiated a funding policy for the 115 Trust Fund that satisfies the requirements of section 26 of the CSA. A copy of the funding policy is attached as Exhibit B for notice purposes.

IT IS SO ORDERED.

s/Michael R. Barrett
UNITED STATES DISTRICT JUDGE

Having Seen and Agreed:

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