

## **STATE PENSION LAWSUIT UPDATE I - OCTOBER 27, 2010**

SUPERIOR COURT C.A. No. 10-2859

RHODE ISLAND COUNCIL 94, AFSCME, AFL-CIO; NATIONAL EDUCATION ASSOCIATION RHODE ISLAND; RHODE ISLAND FEDERATION OF TEACHERS AND HEALTH PROFESSIONALS RHODE ISLAND BROTHERHOOD OF CORRECTIONAL OFFICERS; INTERNATIONAL FEDERATION OF PROFESSIONAL AND TECHNICAL ENGINEERS LOCAL 400; NATIONAL ASSOCIATION OF GOVERNMENT EMPLOYEES, LOCAL 79, RHODE ISLAND EMPLOYMENT SECURITY ALLIANCE, LOCAL 401; and RHODE ISLAND ALLIANCE OF SOCIAL SERVICE EMPLOYEES, LOCAL 580.

Plaintiffs,

v.

DONALD L. CARCIERI, in his capacity as Governor of the State of Rhode Island; FRANK T. CAPRIO, in his capacity as General Treasure of the State of Rhode Island; and THE EMPLOYEES' RETIREMENT SYSTEM OF THE STATE OF RHODE ISLAND, by and through the RHODE ISLAND RETIREMENT BOARD, by and through FRANK T. CAPRIO, in his capacity as Chairman of the Retirement Board, and FRANK J. KARPINSKI, in his capacity as Secretary of the Retirement Board,

Defendants

### **Synopsis:**

On May 12, 2010, the unions which represent state workers and teachers filed a lawsuit against the State of Rhode Island challenging reductions to the State pension system in 2008. The complaint was later amended to include the 2010 pension changes.

The State has hired outside counsel and has since answered the complaint. No court date(s) have been set as of now and the parties are currently gathering information for the trial.

**MAY 12, 2010 -** Initial complaint filed, regarding 2008 Pension changes.

**JULY 21, 2010 -** Amended complaint filed, including 2010 pension changes.

**SEPTEMBER 15, 2010 -** Defendant/State Answers Complaint

## NOTES -

- The plaintiff (Unions) hired Attorney Lynette Labinger to prosecute their claims in State Court.
- The State has hired outside counsel, Adler, Pollock and Sheehan, P.C. to defend their interests.
- The plaintiffs have hired Ricci Consultants, Inc. as pension/actuary experts. The firm is in the process of gathering and analyzing data in context of the lawsuit allegations.