

Plaintiff Donna Garbaccio respectfully moves the Court to consolidate the *Garbaccio* and *Barker* ERISA Actions, to appoint her as Interim Lead Plaintiff, and to appoint her counsel, Cohen Milstein Sellers and Toll, PLLC (“Cohen Milstein”) and Keller Rohrback LLP (“Keller Rohrback”) as Interim Co-Lead Counsel.

For the reasons set forth in the accompanying Memorandum In Support of Plaintiff Garbaccio’s Motion to Consolidate ERISA Actions And To Appoint Interim Lead Plaintiff And Interim Co-Lead Counsel, Plaintiff Garbaccio respectfully requests the Court enter the Proposed Order, filed herewith. As detailed in the accompanying memorandum of law and declarations in support, Cohen Milstein and Keller Rohrback are national leaders in ERISA class action litigation and have for years together developed and litigated the innovative theory of liability at issue here – challenging the improper use of ERISA’s Church Plan exemption. Accordingly, Cohen Milstein and Keller Rohrback possess the highest level of expertise, experience, and resources necessary to litigate this case effectively and efficiently, and it would be in the best interest of the proposed class of participants and beneficiaries of the Plans to consolidate the recently filed *Barker* Complaint with the first-filed *Garbaccio* Complaint and to appoint Cohen Milstein and Keller Rohrback as Interim Co-Lead Counsel.

Dated: 27th day of May, 2016.

Respectfully submitted,

/s/ Scott Lempert

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CERTIFICATE OF SERVICE

I hereby certify that on May 27, 2016, I electronically filed the *Motion to Consolidate ERISA Actions and to Appoint Interim Lead Plaintiff and Interim Co-Lead Counsel* with the Clerk of the Court using the ECF system, which in turn sent notice to all counsel of record.

Dated: May 27, 2016

/s/ Scott Lempert

Scott Lempert