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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Timothy Scott, Patricia Gilchrist, Karen
Fisher, Helen Maldonado-Valtierra, John
Griffin, Kenneth Rhodes, Judy Dougherty,
John Kelly, Richard Walshon, and Dan Koval,
on behalf of themselves and all others
similarly situated,

Plaintiffs,

v.

AT&T Inc., AT&T Services, Inc. and the
AT&T Pension Benefit Plan,

Defendants.

Case No. 3:20-cv-07094-JD

**NOTICE OF ADDITIONAL PROPOSED
CLASS**

Hon. James Donato

As requested by the Court at the class certification hearing on May 25, 2023, Plaintiffs hereby provide notice that they seek certification of the following Injunction/Equitable Relief Class, pursuant to Federal Rule of Civil Procedure 23(b)(1) and (b)(2):

Injunction/Equitable Relief Class: All Plan participants and their beneficiaries, excluding those participants and beneficiaries in the Mobility Program, the Mobility Bargained Program, and the DIRECTV Program, who are receiving a Joint and Survivor Annuity calculated pursuant to tabular factors set forth in the Plan, or who would receive a Joint and Survivor Annuity calculated pursuant to tabular factors set forth in the Plan upon electing a Joint and Survivor Annuity.

All relief requested for this class is made subject to ERISA's anti-cutback provision, 29 U.S.C. § 1054(g)(1).

Plaintiffs also seek certification of the following subclasses in addition to, or in the alternative to, the Injunction/Equitable Relief Class:

Retired SubClass: All Plan participants and their beneficiaries who are receiving a Joint and Survivor Annuity that is less than the value of their Single Life Annuity when converted to a Joint and Survivor Annuity using the interest rates and mortality tables set forth in 26 U.S.C. § 417(e) with an annual stability period and November lookback month, excluding those participants and beneficiaries in the Mobility Program, the Mobility Bargained Program, and the DIRECTV Program.

Pre-Retirement SubClass: All Plan participants and their beneficiaries who have not commenced receiving benefits, excluding those participants and beneficiaries in the Mobility Program, the Mobility Bargained Program, and the DIRECTV Program.

These subclasses mirror the previously-proposed classes. *See* ECF 119.

Dated: June 1, 2023

Respectfully submitted,

/s/ Kai Richter

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