

STATE OF NORTH CAROLINA
COUNTY OF GASTON

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
12-CVS-1547

I. BEVERLY LAKE, JOHN B. LEWIS, JR., EVERETTE M. LATTA, PORTER L. McATEER, ELIZABETH S. McATEER, ROBERT C. HANES, BLAIR J. CARPENTER, MARILYN L. FUTRELLE, FRANKLIN E. DAVIS, ESTATE OF JAMES D. WILSON, BENJAMIN E. FOUNTAIN, JR., FAYE IRIS Y. FISHER, STEVE FRED BLANTON, HERBERT W. COOPER, ROBERT C. HAYES, JR., STEPHEN B. JONES, MARCELLUS BUCHANAN, DAVID B. BARNES, BARBARA J. CURRIE, CONNIE SAVELL, ROBERT B. KAISER, JOAN ATWELL, ALICE P. NOBLES, BRUCE B. JARVIS, ROXANNA J. EVANS, and JEAN C. NARRON, and all others similarly situated,

Plaintiffs,

vs.

STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES, a corporation, formerly Known as the North Carolina Teachers and State Employees' Comprehensive Major Medical Plan, TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM OF NORTH CAROLINA, a corporation, BOARD OF TRUSTEES TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM OF NORTH CAROLINA, a body politic and corporate, JANET COWELL, in her official capacity as Treasurer of the State of North Carolina, and the STATE OF NORTH CAROLINA,

Defendants.

FILED
2016 MAY 31 P 4:40
GASTON CO., C.S.C.
BY _____

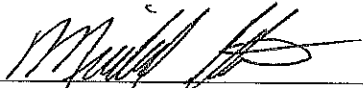
**PLAINTIFFS'
MOTION TO CERTIFY CLASS**

Plaintiffs, by and through their undersigned legal counsel, on their own behalf and on behalf of all others similarly situated, hereby move this Court to certify this matter as a class action. In support of this motion, Plaintiffs contemporaneously serves with this motion their Memorandum of Law in Support of Motion to Certify Class together with all supporting documentation.

This 31st day of May 2016.

**GRAY, LAYTON, KERSH,
SOLOMON, FURR & SMITH, P.A.**

By:


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Attorneys for Plaintiffs

CERTIFICATE OF SERVICE

This is to certify that on this date I served a copy of the foregoing **PLAINTIFFS' MOTION TO CERTIFY CLASS** on counsel for Defendants by email and by depositing a copy thereof in the United States mail, postage prepaid, and addressed as follows:

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This 31st day of May 2016.



Michael L. Carpenter