

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

Wendy Berry, Lorri Hulings, and Kathleen Sammons, individually and as representatives of a class of similarly situated persons, and on behalf of the FirstGroup America, Inc. Retirement Savings Plan,

Plaintiffs,

v.

FirstGroup America, Inc., FirstGroup America, Inc. Employee Benefits Committee, and Aon Hewitt Investment Consulting, Inc.,

Defendants.

Case No. 1:18-cv-00326-KLL

Judge Karen L. Litkovitz

**PLAINTIFFS' MOTION FOR FINAL APPROVAL
OF CLASS ACTION SETTLEMENT**

TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

Plaintiffs Wendy Berry, Lorri Hulings, and Kathleen Sammons (“Plaintiffs”) respectfully move the Court for an Order granting final approval of the parties’ Class Action Settlement Agreement. *See* ECF No. 175-1. This motion is made under Federal Rule of Civil Procedure 23(e), this Court’s Preliminary Approval Order dated August 1, 2024, ECF No. 179 ¶ 11, and Paragraph 2.4 of the Settlement Agreement, and it is based on the accompanying Memorandum of Law and authorities cited therein, the declarations of Brock J. Specht and Jeffrey Mitchell and exhibits attached thereto, and all files, records, and proceedings in this matter. A proposed Final Approval Order is being submitted in connection with this motion.

As parties to the Settlement, Defendants do not oppose the motion.

Respectfully Submitted,

Dated: November 27, 2024

NICHOLS KASTER, PLLP

By: /s/ Brock J. Specht

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CERTIFICATE OF SERVICE

I, Brock J. Specht, hereby certify that I served this document on counsel of record via ECF on November 27, 2024.

/s/ Brock J. Specht
Brock J. Specht