

STATE OF RHODE ISLAND
PROVIDENCE, SC.

SUPERIOR COURT

RHODE ISLAND PUBLIC EMPLOYEES'
RETIREE COALITION, et al.,
Plaintiffs,

vs.

LINCOLN D. CHAFEE, et al.
Defendants.

C.A. No. PC 12-

BRISTOL/WARREN REGIONAL
SCHOOL EMPLOYEES, LOCAL 581,
AFSCME, COUNCIL 94 AFL-CIO, et al.,
Plaintiffs,

vs.

LINCOLN D. CHAFEE, et al.
Defendants.

C.A. No. PC 12-

RHODE ISLAND COUNCIL 94, AFSCME,
AFL-CIO LOCALS: BOYS & GIRLS
TRAINING SCHOOL, LOCAL 314,
AFSCME, COUNCIL 94, AFL-CIO, et al.,
Plaintiffs,

vs.

LINCOLN D. CHAFEE, et al.
Defendants.

C.A. No. PC 12-

CITY OF CRANSTON POLICE
OFFICERS, INTERNATIONAL
BROTHERHOOD OF POLICE
OFFICERS, LOCAL 301, AFL, CIO, et al.,
Plaintiffs,

vs.

LINCOLN D. CHAFEE, et al.,

C.A. No. PC 12-

Defendants.

PLAINTIFFS' MOTION TO CONSOLIDATE

Now come the Plaintiffs, Rhode Island Public Employees Retiree Coalition, et al., Bristol/Warren Regional School Employees, Local 581, AFSCME, Council 94, AFL-CIO et al., and Rhode Island Council 94, AFSCME, AFL-CIO Locals: Boys & Girls Training School Local 314, AFSCME, COUNCIL 94, AFL-CIO, et al., and City of Cranston Police Officers, International Brotherhood of Police Officers, Local 301, AFL-CIO, pursuant to Super. Ct. R. Civ. P. 42(a), and hereby move to consolidate the above-captioned matters. All three cases have been filed by present or former public employees and all challenge the constitutionality and legality of Public Law 2011, chapters 408 and 409, the Rhode Island Retirement Security Act of 2011 ("RIRSA"). Pursuant to Rule 42(a), "When actions involving a common question of law or fact are pending before the court, in the same county or different counties, it may order a joint hearing or trial of any or all the matters in issue in the actions; it may order all the actions consolidated; and it may make such orders concerning proceedings therein as may tend to avoid unnecessary costs or delay." Here, all actions involve common questions of law and fact relating to the enactment of RIRSA and its impact on current and retired public employees. Among other things, all Plaintiffs allege that Defendants have substantially impaired constitutional contract rights in enacting and purporting to enforce RIRSA. Consolidation will assist in avoiding unnecessary costs, delay, and will serve judicial economy and efficiency.

Wherefore, Plaintiffs request that this Court grant the instant motion.

Plaintiffs,
By their Attorneys,

Carly Beauvais Iafrate

Carly Beauvais Iafrate, #6343
Attorney for RHODE ISLAND
PUBLIC EMPLOYEES' RETIREE
COALITION, et al,
129 Dyer Street
Providence, RI 02903
(401) 421-0065
(401) 421-0964 (fax)

Jay Sushelsky (D)

Jay E. Sushelsky
Attorney for RHODE ISLAND
PUBLIC EMPLOYEES' RETIREE
COALITION, et al.
AARP Foundation Litigation
601 E. Street NW
Washington, DC 20049
(202) 434-2151
(202) 434-6424 (fax)
Pro Hac Vice Motion Pending

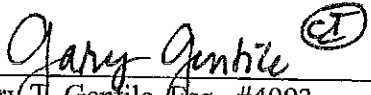
Lynette Labinger (D)

Lynette Labinger, Esq. #1645
Attorneys for RHODE ISLAND
COUNCIL 94, AFSCME, AFL-CIO
LOCALS: BOYS & GIRLS
TRAINING SCHOOL, LOCAL 314,
AFSCME, COUNCIL 94, AFL-CIO
et al.

Roney & Labinger LLP
344 Wickenden Street
Providence, RI 02903
(401) 421-9794 -tel
(401) 421-0132 -fax
labinger@ronney-labinger.com

Thomas Landrey (D)

Thomas R. Landry, #6148
Attorneys for BRISTOL/WARREN
REGIONAL SCHOOL
EMPLOYEES, LOCAL 581,
AFSCME, COUNCIL 94, AFL-CIO,
et al.,
Krakow & Souris LLC
225 Friend Street
Boston, Massachusetts 02114
(617) 723-8440
(617) 723-8443 (fax)
tlandry@krakowsouris.com



Gary T. Gentile, Esq., #4993
General Counsel
International Brotherhood of Police
Officers
15 Messenger Drive, Ste 2
Warwick, Rhode Island 02888
Phone (401) 467-2830 /
Fax (401) 467-2212
ID #4993

Certification

I hereby certify that on this the 22nd day of June 2012, a true copy of the within document was mailed, postage prepaid, and sent by e-mail to John Tarantino (jtarantino@apslaw.com), Patricia K. Rocha (procha@apslaw.com), Nicole J. Benjamin (nbenjamin@apslaw.com), each of Adler Pollock & Sheehan P.C., One Citizens Plaza, 8th Floor, Providence, RI 02903 and James Lee, Esq., Rhode Island Department of the Attorney General, 150 South Main Street, Providence, RI 02903.

