

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

Janet Smith, Debra Thorne, Sonja Lindley  
and Pamela Kaberline, on behalf of  
themselves and all others similarly situated,

Plaintiffs,

vs.

U.S. Bancorp, the Employee Benefits  
Committee and John/Jane Does 1-5,

Defendants.

Case No.: 18-cv-03405-PAM-KMM

**PLAINTIFFS' MOTION FOR  
CLASS CERTIFICATION**

Plaintiffs, by and through counsel, move this Court for an Order granting Plaintiffs' Motion for Class Certification. Specifically, Plaintiffs seek the following relief pursuant to Federal Rule of Civil Procedure 23:

1. Certification of Plaintiffs' proposed Class pursuant to Rule 23(b)(1) and (b)(2):

All participants or beneficiaries of the U.S. Bank Pension Plan, who began receiving pension benefits on or after December 14, 2012, and whose monthly benefits were reduced by an Early Commencement Factor prescribed in Part B of the Plan. Excluded from the Class are Defendants and any individuals who are subsequently determined to be fiduciaries of the Plan.

2. Appointment of Plaintiffs Debra Thorne, Sonja Lindley and Pamela Kaberline as Class Representatives.

3. The law firms Izard, Kindall & Raabe LLP and Bailey & Glasser LLP are appointed lead Class Counsel and the law firm Gustafson Gluek PLLC is appointed as local Class Counsel.

This Motion is based on the pleadings, files and records herein, including Plaintiffs' Memorandum of Law in Support of Motion for Class Certification and Declaration of Mark G. Boyko in Support of Motion for Class Certification.

Dated: December 8, 2020

Respectfully submitted,

/s/Amanda M. Williams

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