

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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 DEMOS P. DEMOPOULOS and RALPH BLASI, *
 as Union Trustees and Fiduciaries *
 of the LOCAL 854 PENSION FUND, *
 *
 Plaintiffs, *
 *
 - against - *
 *
 KENNETH BARRETT, WILLIAM CASSESE, *
 and JOHN A. CURCIO, as Employer Trustees *
 and Fiduciaries of the LOCAL 854 PENSION *
 FUND, *
 *
 Defendants. *
 -----X

1:24-cv-00145 (JW)

CONSENT JUDGMENT

Plaintiffs, the Union Trustees and Fiduciaries (the “Plaintiffs”) of the Local 854 Pension Fund (the “Fund”), and the Defendants, the Employer Trustees and Fiduciaries of the Fund (the “Defendants”), hereby agree, by their respective counsels, to the terms of this Consent Judgment.

NOW THEREFORE, upon the pleadings and proceedings herein, and the mutual agreement of the parties to a settlement of the controversy,

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED THAT:

Defendants shall submit to the arbitration of the question: Whether the Local 854 Pension Fund should continue refusing to accept any Cousins Metals Industries, Inc. contributions for all periods after Local 553, I.B.T.'s June 28, 2022 disclaimer (which is the only question that this judgment requires to be submitted to arbitration); and

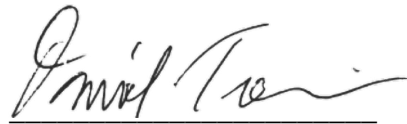
Defendants shall authorize the Fund Administrator to pay the American Arbitration Association’s initial \$3,500.00 filing fee and shall comply with the terms of the Trust

Agreement for the payment of all subsequent costs of the arbitration in accordance with the terms therein; and

That the Court shall retain jurisdiction over this action in the event that there is any dispute between the parties over the implementation of the terms of this Judgment

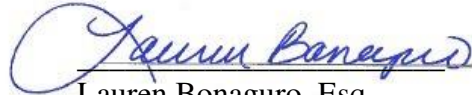
IN WITNESS WHEREOF, the parties, by their respective counsels, hereto knowingly and voluntarily executed this Consent Judgment as of the date(s) set forth below:

For the Plaintiffs:



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For the Defendants:

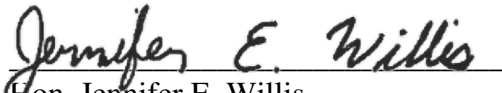


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SO ORDERED,

Dated: September 25, 2024

New York, New York



Hon. Jennifer E. Willis
U.S. Magistrate Judge