

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION

LINDA SMITH, et al., and the Class)
She Seeks To Represent,)

PLAINTIFFS,)

vs.)

CIVIL ACTION NO:
CV-05-01359-VEH

U. S. STEEL CORPORATION and)
UNITED STATES STEEL)
CORPORATION FAIRFIELD)
WORKS,)

DEFENDANT.)

JOINT MOTION FOR FINAL APPROVAL
OF CLASS ACTION SETTLEMENT

COME NOW Plaintiffs and Defendant, and jointly move this Court to enter Final Approval of the Class Action Settlement in this case. More particularly, in support of this Motion, the parties state as follows:

1. On December 4, 2008, this Court entered its Preliminary Approval Order of the Class Action Settlement in this case.
2. In accordance with the Court's Preliminary Approval Order, notice has been provided to class members.
3. As of the date of this filing, the parties understand that no objections have been filed to the Class Action Settlement, that no notices of intent to appear to oppose the Class Action Settlement have been filed or served, that only two

individuals have opted out of the Class, and that over 500 persons are eligible for a claims payment.

4. As shown by the Claim Administrator's Report filed with the Court, 510 valid and timely claims were submitted by class members (Exhibit 4 attached to the Declaration of Brian Collis (Document #58)). In addition, 45 valid claims were submitted by class members but were untimely for a variety of reasons (Exhibit 3 attached to the Declaration of Brian Collis (Document #58)). The parties jointly request that these 45 claims be approved by the Court, resulting in a total of 555 approved claims (consisting of Exhibits 3 and 4 attached to the Declaration of Brian Collis (Document #58)).

5. As shown by the overwhelming support of the class by the settlement, and the lack of any objections to the settlement, the Class Action Settlement Agreement is fair, reasonable, just and adequate and should be finally approved.

6. The parties file a joint submission in support of final approval of the Class Action Settlement contemporaneously with the filing of this motion.

WHEREFORE, Plaintiffs and Defendant request this Court rule that this action shall remain certified as a class action pursuant to Rule 23(b)(3) of the Federal Rules of Civil Procedure; that the Class Action Settlement Agreement is fair, reasonable, just and adequate and should be finally approved; enter final

judgment pursuant to the terms of the Class Action Settlement Agreement; and rule on all others matters related to or impacted by the Agreement.

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