

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

In re:	)	Chapter 9
	)	
CITY OF DETROIT, MICHIGAN,	)	Case No. 13-53846
	)	
Debtor.	)	Hon. Steven W. Rhodes
	)	
<hr/>		
WILLIAM DAVIS and DETROIT	)	Dist. Ct. Case No. 14-14920
	)	Hon. Bernard A. Friedman
ACTIVE and RETIRED)	)	Mag. Judge R. Steven Whalen
	)	
EMPLOYEE ASSOCIATION,	)	
	)	
Appellants	)	
	)	
v.	)	
	)	
City of Detroit, Michigan, et al.	)	
	)	
Appellees.	)	

---

**RETIREE ASSOCIATION PARTIES’ CONCURRENCE WITH CITY OF  
DETROIT’S MOTION TO DISMISS APPEAL**

The Detroit Retired City Employees Association (“DRCEA”), through its counsel, Lippitt O’Keefe Gornbein, PLLC, concur in the relief sought in the “Corrected Motion of Appellee The City of Detroit, Michigan For An Order Pursuant to Fed. R. Civ. P. 12(b)(1) Dismissing Appeal as Equitably and Constitutionally Moot” (“City Motion”) (Dkt. 33).

Dated: February 25, 2015

Respectfully submitted,

By: /s/ Ryan C. Plecha

**LIPPITT O'KEEFE GORNBEIN, PLLC**

Brian D. O'Keefe (P39603)

Ryan C. Plecha (P71957)

370 East Maple Road, 3<sup>rd</sup>

Floor Birmingham, Michigan

48009

Tel: (248) 646-8292; Fax: (248) 646-8375

[bokeefe@lippitokeefe.com](mailto:bokeefe@lippitokeefe.com)

[rplecha@lippitokeefe.com](mailto:rplecha@lippitokeefe.com)

**CERTIFICATE OF SERVICE**

I hereby certify that on February 25, 2015, the foregoing *Retiree Association Parties' Concurrence with City of Detroit's Motion to Dismiss Appeal* was electronically filed with the Court via the Court's appellate CM/ECF system, and a copy of the brief was served on all counsel of record by operation of the CM/ECF system on the same date.

/s/ Ryan C. Plecha  
Ryan C. Plecha