



Brenner, Saltzman & Wallman LLP

Attorneys at Law – Established 1963

May 15, 2020

Yale University Occupational & Environmental Medicine Program
135 College Street
New Haven, CT 06510
Attn: Dr. Carrie Redlich
carrie.redlich@yale.edu

Re: Agreement Between the City Employees' Retirement Fund and Yale University

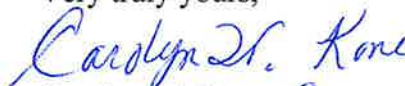
Dear Dr. Redlich:

Our office serves as counsel to the City of New Haven Employees' Retirement Fund ("CERF"). Reference is made to an Agreement Between CERF and Yale University for Fund Medical Consultant Services made June 1, 2018 (the "Agreement"). All capitalized terms in this letter shall have the meanings ascribed to such terms in the Agreement.

Pursuant to Exhibit A of the Agreement, the Contractor, Yale University, is required to submit to CERF a Medical Consultant's Report regarding its examination of CERF members who are referred to the Contractor for disability evaluations "no later than two weeks following the member's . . . last appointment with the examining physician." (page 10 of the Agreement). In breach of this obligation under the Agreement, the Contractor has consistently failed since January of this year to provide Medical Consultant's Reports within the timeframe required by the Agreement or in any timely manner. Such failure to provide the Medical Consultant's Reports within the time required under the Agreement constitutes a default under the Agreement for which termination of the Agreement by CERF is authorized. See Section 27 of the Agreement. Additionally, such failure is causing hardship to CERF's members who cannot retire until the CERF Board of Trustees makes a determination whether such members are eligible for disability retirement benefits.

Accordingly, the CERF Board of Trustees will be considering their remedies for the Contractor's breach of the Agreement at their upcoming meeting on May 20, 2020 at 8:30 a.m. Your presence at the meeting, which will be held via Zoom, is required. The Pension Administrator will be sending you the information about how to join the Zoom meeting.

Very truly yours,


Carolyn W. Kone ^e

cc: Leanna Ambersley, Pension Administrator (Via Email – Lambersley@newhavenct.gov)
Jerome Sagnella, Pension Consultant (Via Email – Jsgnell@newhavenct.gov)

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(1963-2006)

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