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Contact:

Catherine Rothhammer

Office Administrator

BERENBAUM WEINSHIENK PC

370 17th Street, Suite 4800

Denver, Colorado 80202

Phone: 303.825.0800

www.bw-legal.com

info@bw-legal.com

**Court of Appeals Upholds BERENBAUM WEINSHIENK PC Client
PERA's Calculation of Retirement
Benefits for Former Jeffco Superintendent**

Denver, Colorado – September 17, 2009 – the Colorado Court of Appeals upheld the calculation by BERENBAUM WEINSHIENK PC client Colorado Public Employees' Retirement Association (PERA) of the pension benefits payable to the former superintendent of the Jefferson County Public Schools District. The Court of Appeals held that PERA's calculation must be upheld on two grounds: First, "PERA has a fiduciary duty to treat everyone in an equal and fair manner." Second, the PERA statutes should be interpreted to achieve a result that is "just and reasonable" and "feasible of execution." **Hammond v. Colorado Public Employees' Retirement Association**, Court of Appeals No. 08CA0078, 2009 Colo. App. LEXIS 1667 (Sep. 17, 2009).

BERENBAUM WEINSHIENK PC litigation partner Gary M. Kramer handled the appeal on behalf of PERA. If you would like more information, please contact Gary M. Kramer at 303.592.8379 or gkramer@bw-legal.com.