

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO

Civil Action No. **05-cv-00478-BNB-KLM**

EDWARD J. KERBER,
NELSON B. PHELPS,
JOANNE WEST,
NANCY A. MEISTER,
THOMAS J. INGEMANN, JR.,
Individually, and as Representative of plan participants
and plan beneficiaries of the QWEST PENSION PLAN,

Plaintiffs,

vs.

QWEST PENSION PLAN,
QWEST EMPLOYEES BENEFIT COMMITTEE,
QWEST PENSION PLAN DESIGN COMMITTEE,
QWEST COMMUNICATIONS INTERNATIONAL, INC.,

Defendants.

PLAINTIFFS' NOTICE OF APPEAL

Notice is hereby given that Edward J. Kerber, Nelson B. Phelps, Joanne West, Nancy A. Meister and Thomas J. Ingemann, Jr., all of the Plaintiffs in the above-captioned action proposed class action, hereby appeal, on behalf of themselves and all others similarly situated, to the United States Court of Appeals for the Tenth Circuit from the following Orders:

Docket 154 - Order denying motion for class certification and an unopposed motion;
Docket 155 - Order granting Defendants' Motion for Summary Judgment; and
Docket 156 - Final Judgment entered herein and award of Costs to Defendants.

Dated: October 15, 2008.

s/ Curtis L. Kennedy
Curtis L. Kennedy
8405 East Princeton Avenue
Denver, CO 80237-1741
Telephone: 303-770-0440
Facsimile: 303-843-0360
e-mail CurtisLKennedy@aol.com
Attorney for Named Plaintiffs

CERTIFICATE OF SERVICE

I hereby certify that on the 15th day of October, 2008, a true and correct copy of the above and foregoing document was electronically filed with the Clerk of the Court using the CM/ECF system and a courtesy copy was emailed to Defendants' counsel of record as follows:

<p>Elizabeth I. Kiovsy, Esq. Beth Doherty Quinn, Esq. BAIRD & KIOVSKY, LLC 2036 E. 17th Ave. Denver, CO 80206-1106 Tele: 303-813-4500 Fax: 303-813-4501 BethK@bairdkiovsy.com (Beth Kiovsy, Esq.) BDQ@bairdkiovsy.com (Beth Quinn, Esq.) <i>Counsel for Defendants</i></p> <p>Sherwin S. Kaplan, Esq. THELEN REID & PRIEST LLP 701 Eighth Street, NW Washington, D.C. 20001 Tele: 202.508.4218 Fax: 202.654.1845 skaplan@thelenreid.com (Sherwin Kaplan, Esq.) <i>Counsel for Defendants</i></p>	<p>John Houston Pope, Esq. EPSTEIN BECKER & GREEN, P.C. 250 Park Ave. New York, NY 10177-0077 Tel.: 212-351- 4641 Fax: 212-878- 8741 jhpopo@ebglaw.com (John Pope, Esq.) <i>Counsel for Defendants</i></p>
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Also, copy of the same was delivered via email to Named Plaintiffs as follows:

Edward J. Kerber
33302 Neacoxie Lane
Warrenton, OR 97146
EJKMAK@aol.com (Edward J. Kerber)

Nelson B. Phelps
1500 So. Macon St.
Aurora, CO 80012-5141
nbphelps@woldnet.att.net (Nelson B. Phelps)

Joanne West
10172 South Miner Drive
South Jordan, UT 84095-2421
bikenbabe@qwest.net (Joanne West)

Nancy A. Meister
12400 48th Ave., N.
Plymouth, MN 55442-2008
dnmeister@comcast.net (Nancy A. Meister)

Thomas J. Ingemann, Jr.
955 Ford Road
Newport, MN 55055-1515
tingemann@comcast.net (Thomas Ingemann)

/s Curtis L. Kennedy
Curtis L. Kennedy