

**ATTACHMENT C**

**RESPONDENT'S ARGUMENT**

**(Submitted)**

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CASE No. 2019-1266  
OAH NO. 2020030113

DEC 30 2021

DECEMBER 28, 2021

ALAN J. SOARES

## Respondent's Argument

ON THE DATE I HAD TO RETIRE IN MAY 2013 BECAUSE I COULDN'T DOE MY JOB AS A MAINTENANCE MECHANIC ANY MORE DO TO MY DISABILITIES THAT I SUBSTAINED OF MY WORK AS A MAINTENANCE MECHANIC.

I WAS TOLD BY PERS AT THE TIME OF MY RETIREMENT THAT WHEN I GET THE MEDICAL REPORTS OF MY DISABILITIES TO SUBMIT THEM TO CAL PERS.

IT TOOK ALMOST 8 YEARS TO GET ALL THE REPORTS FROM WORKER COMPENSATION DOCTORS. ALL THE WORKER COMPENSATION DOCTORS AGREED THAT I WAS 99% PERMANENTLY DISABLED, ALL INDUSTRIAL.

I WAS TOLD BY PERS THAT THEY HAVE A DIFFERENT STANDARD OF MEDICAL DISABILITY THAN WORKERS COMPENSATION.

I FEEL THAT I'M BEING DISCRIMINATED AGAINST BECAUSE WHEN YOU WORK FOR THE STATE OF CALIFORNIA AND GET INJURED ON THE JOB YOU CAN ONLY SEE WORKERS

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COMPENSATION DOCTORS. THEY ALL AGREED THAT I HAVE PERMANENT DISABILITIES. THE DOCTORS TOOK X-RAYS AND MRIS OF ALL MY INJURIES. THEY ALSO SPENT HOURS ON PHYSICAL EXAMS.

PERS SENT ME TO THEIR DR. HENRICHSEN WHO ONLY SPENT 15 MINS. WITH ME ON A PHYSICAL EXAM, DR. HENRICHSEN DID NOT LOOK AT ANY OF THE X-RAYS OR MRIS I HAD TO OFFER HIM. HE TURNED THEM DOWN.

I COULDN'T EVEN GET MY PRIMARY PHYSICIAN TO LOOK AT MY INJURIES DUE TO THE FACT THEY WERE RELATED TO WORKERS COMPENSATION THEY WOULDN'T TOUCH THEM.

SO IF YOU LOOK AT ALL THE EVIDENCE YOU WILL AGREE THAT I'M BEING DISCRIMINATED AGAINST DUE TO ALL MY INDUSTRIAL PERMANENT DISABILITIES.

Alan J. Soares

P.S.

WORKERS COMPENSATION APPEALS BOARD AGREED WITH ALL THE FINDINGS FROM ALL THE DOCTORS.