

NEW CASE REPORT

Name of Case (full name):	DiSanto, Frank v. CalPERS, LTC, et al.
Date Received By Legal Office:	6/6/13
Attorney Contact(s):	Rory J. Coffey
Program Contact:	OLTC
Plaintiff(s):	Frank DiSanto
Defendant(s):	CalPERS, Long Term Care Group, Univita
Other Parties:	
Issues/Status:	In this Complaint, arising out of a dispute over Long Term Care benefits, Mr. DiSanto asserts seven Causes of Action: (1) Breach of Written and Implied in Fact Contract; (2) Breach of Implied Covenant of Good Faith and Fair Dealing; (3) Fraud; (4) Intentional Infliction of Emotional Distress; (5) Elder Financial Abuse; (6) Negligence; and (7) Unfair Business Practice. He is also alleging CalPERS is harassing him by requiring him to submit to an IME, in order to continue to qualify for benefits. CalPERS has taken the position that it was not properly served with the Complaint, as it was left at a CalPERS Regional Office, and has so notified the Plaintiff's attorneys. Univita has filed a Demurrer and Motion to Strike, which is set for Hearing on August 29, 2013.
Potential Monetary Impact:	Unknown at this time.

Name of Case (full name):	McNeely, Martha J v. CalPERS
Date Received By Legal Office:	7/3/2013
Attorney Contact(s):	Renee Salazar
Program Contact:	RAS
Plaintiff(s):	Martha J. McNeely
Defendant(s):	California Public Employees Retirement System (CalPERS)
Other Parties:	
Issues/Status:	In this Complaint, Martha J. McNeely is alleging misfeasance and maladministration of her community property account and individual retirement account. CalPERS filed a Demurrer to the Complaint based on failure to comply with the California Government Claims Act. The hearing on this Demurrer is set for September 10, 2013.
Potential Monetary Impact:	\$9,000

Name of Case (full name):	Julie Stothers Horner, as Trustee of the Gloria J. Stothers 1993 Revocable Trust vs. Judges' Retirement System, Public Employees' Retirement System, John Chiang, in his capacity as Controller of the State of California, and Does 1-30 inclusive
Date Received By Legal Office:	7/26/2013
Attorney Contact(s):	Jeanlaurie Ainsworth
Program Contact:	RAS
Plaintiff(s):	Julie Stothers Horner
Defendant(s):	Judges' Retirement System, California Public Employees Retirement System (CalPERS) John Chiang, Controller of State of California and Does 1-30 inclusive
Other Parties:	
Issues/Status:	Petition for writ of mandate to compel the payment of due but unpaid retirement benefits mandated by statute, together with accrued interest thereon, also mandated by statute, payable to the late Judge Stothers, a serving Superior Court judge in and for the County of Los Angeles at the time of his death. This complaint demands that the JRS pay to Julie Stothers Horner, as trustee of the Stothers Family Revocable Trust, approximately \$2 million in surviving spouse payments (this amount includes interest at 10%).
Potential Monetary Impact:	\$2,000,000