

ATTACHMENT H

RESPONDENT'S ADMINISTRATIVE HEARING EXHIBITS

HANDWERKER EXHIBIT A

NOT ADMITTED BY ALJ

HANDWERKER EXHIBIT A2

Handwerker Exhibit A



Dr. Lisa Handwerker Curriculum Vitae

CURRICULUM VITAE
LISA HANDWERKER, PhD, MPH

Home FAX:

EDUCATION

- Ph.D. University of California, San Francisco and Berkeley, Joint Medical Anthropology Program, December 1993
- M.P.H. University of California, Berkeley, School of Public Health, Department of Social and Administrative Health Sciences (SAHS), 1983-1985
- B.A. Oberlin College Ohio, Double Major: Women's Studies and Anthropology, 1978-1980
Emory University, Georgia, Liberal Arts, 1976-1978

DISSERTATION

The Hen that Can't Lay An Egg (Bu Xia Dan De Mu Ji): The Stigmatization of Female Infertility in Late Twentieth Century People's Republic of China

SELECT FELLOWSHIPS AND AWARDS

Infertility Around the Globe: New thinking on Childlessness, Gender, and New Reproductive Technologies edited by Marcia C. Inhorn and Frank van Balen, UC Press, 2002, was awarded the Most Notable Recent Edited Collection Book Prize in 2003 by the Council on Anthropology and Reproduction (CAR) of the Society for Medical Anthropology (SMA). My chapter contribution is: "The Politics of Baby-Making in Modern China: Reproductive Technologies and the "New" Eugenics."

Pragmatic Women and Body Politics edited by Margaret Lock and Patricia Kaufert, UK: Cambridge University Press, 1998 was awarded "Most Notable Recent Edited Collection Book Prize" by CAR of Society for Medical Anthropology in 2002. My chapter contribution is "The Consequences of Modernity for Childless Women in Contemporary China".

Conflict Mediation and Resolution Workshop, Conciliatory Forum of Oakland, 2002.
40 hour conflict mediator training and certificate.

California Institute of Integral Studies, Grant for Faculty Support for conference attendance, 1996.

University of California, San Francisco, Humanities Dissertation Write-up Fellowship; 1992-3

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FELLOWSHIPS (continued)

Soroptomist International Award, Dissertation Write-up; 1991-2

University of California, San Francisco, Equipment Grants; 1991-3

Fulbright-Hays Doctoral Dissertation Award, "The Hen that Can't Lay An Egg (Bu Xia Dan De Mu Ji): The Social Significance of Infertility in Beijing, China"; January 1990-1

Committee on Scholarly Communication with the People's Republic of China (CSCPRC), Dissertation Fieldwork; 1990-1991

National Science Foundation Doctoral Dissertation Improvement Award (#BNS89-13347); 1990-1

Wenner Gren Anthropological Association Dissertation Fund; 1990-91

Association for Women in Science, Pre-doctoral Award; 1990

Oberlin College Graduate Student Alumni Award; 1988-89

UCB Center for Chinese Studies, Conference Funds; 1988, 1992

UC San Francisco Regents Fellowship; 1987-88

Foreign Language Area Fellowship (FLAS), Advanced Chinese in Beijing, China; 1986.

TEACHING AND ACADEMIC EXPERIENCE

Lecturer, Cal State Hayward/CSU East Bay, Departments of Human Development and Women's Studies, Anthropology, Health Sciences, and Public Administration. Classes include: Medical Anthropology, Human Development and Interaction, Senior Group Process including Conflict Mediation and Resolution Training; Women In Cross-cultural Perspective, Modern China, Social Theory, Human Sexuality in Anthropological Perspective, Intro to Anthropology, Senior Research Seminar, Socio-cultural Anthropology, Multi-cultural Issues in Health, Applied Anthropology, Adult Human Development, Life Span, Socio-Cultural Development, Anthropology in the Modern World, Qualitative Research Methods, Child Development etc; 1999-ongoing.

Part-time Faculty, California College of Arts (CCA), Critical Studies Dept, Anthropology of the Body, Cross-Cultural Health Methods, Research and Theories Anthropology of Food 2007-2009.

Visiting Scholar, UC Berkeley, Institute for Study of Social Change, January 1998-2004.

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Bananas Childcare Center, Oakland. Child Development classes including school age Curriculum, theory, diversity and tolerance curricula development, and conflict mediation, 2004-6.

Adjunct Faculty, College of Alameda, Anthropology Department, Introduction to Socio-Cultural Anthropology, Fall 2001 and Fall 2002.

Adjunct Faculty, UC Santa Cruz, Community Studies Department, Introduction to Public Health, Spring 1999; Non-profit Management and Grant writing, Spring 2000; Theory and Practice of Culture and Health: Eastern and Western Perspectives, Winter 2001.

Adjunct Faculty, San Francisco State University, Anthropology Department, Designed and taught undergraduate and graduate classes: Cross-cultural Approaches to Gender and Sex, Urban Anthropology, Applied Anthropology and Endangered Cultures; 1998-9.

Affiliate Scholar, Stanford University, Institute of Research on Women and Gender; 1996-8.

Associate Professor, California Institute of Integral Studies, San Francisco, CA. Core Faculty, Integral Health, Anthropology and Somatics Departments. Designed and taught graduate courses: qualitative research methods, grant writing, medical anthropology, women's health, contemporary health issues, and anthropology of the body. Served on school-wide human subject research committee and helped students set up community internships; Fall 1995-Fall 1997.

Post-Doctoral Research Fellow, University of California, Berkeley, Beatrice M. Bain Research Group Affiliated Scholars Program; Jan 1994 - August 1995.

Literacy Training Workshop, Berkeley Public Library. Taught literacy skills, 1996.

Adjunct Faculty, California Institute of Integral Studies, Department of Health Education: "Women, Health, and Healing" course; and Department of Anthropology: "Introduction to Medical Anthropology" course; Spring 1995.

Teaching Assistant, UC Berkeley and UCB Extension Program, Introduction to Socio-Cultural Anthropology, planned and taught two discussion sections weekly, helped in preparation of exams and assignments, graded students papers and exams and administered final class grade; 1987-1989.

Teacher, English as Second Language (ESL), Beijing Medical University, Beijing, China. Taught graduate medical students; June-August 1985.

Lisa Handwerker

Teacher, ESL, Jackson Mann Community School, Boston, MA. Designed, planned, and taught Spanish speaking immigrants; November 1982 - June 1983.

FIELD RESEARCH AND CONSULTATION

Consultant, Oakland Unified School District, Model, train and support teachers in six preschools in Second Step Violence Prevention Curricula 2005-2007.

Consultant, Museum Project on Alternative Medicine for Cal State Hayward, Anthropology Department. Conducted interviews with and video taped Chinese Traditional Medicine Practitioners and Herbalists, November 2003.

Consultant, Social Research Application. Adolescent Pregnancy Prevention Network (APPN) case study. This is a collaborative four year project funded by the David and Lucile Packard Foundation. The goal is to develop a model program for use in other parts of the country. Tasks include: identify and interview key players, attend meetings, compile data and write up case study final report (65 pages) April 2001- March 2002.

Consultant, Oakland/Nakhodka Sister City Association, Russia. Conducting a health needs assessment in Nakhodka, Russia. Visited hospitals, clinics, orphanages, schools, and government health organizations. Co-authored final report (50 pages) March 10-23, 2002.

Consultant, Office of Family Planning, UCSF Family PACT, Sacramento. "Expert" consultant for Office of Family Planning, UCSF Family PACT. Met with senior staff in a one day session to develop strategies addressing hard-to-reach populations served by the Family PACT program. Proposed ideas on program improvement, outreach strategies, evaluation, and methodologies appropriate to the target populations, September 2001.

Consultant, Museum of Children's Art (MOCHA), Oakland. Responsibilities include researching, editing, and writing grant proposals, e-philanthropy, Sept 2000-April 2001.

Consultant, Health Trust, San Jose. Santa Clara County Children's Dental Initiative. Tasks include Grant writing and providing cultural sensitivity perspective; November 2000.

Consultant, "Exploratory Initiative on Human Germ line Alteration and Human Cloning", SF. Women's Health Project includes research, collecting and analyzing data, Organizational advocacy, developing recommendations, and writing a position paper from a women's health and bioethics perspective, July 2000-September 2000.

Consultant, including organizational development, grant writing, program planning, needs assessment, evaluation, qualitative research methods, fiscal sponsorship, group dynamics, donor solicitation, cross-cultural/diversity, and board development. For example, assisted Berkeley Neighborhood Computers, a non-profit organization that recycles computers and provides hardware and software to low-income families and youth in West Berkeley, in developing and writing 5 successful grants, 1983-present.

Lisa Handwerker

Consultant, Grant Writing Trainings. California Institute of Integral Studies, 1996-7; City of Berkeley, 1998; Alumnae Resources, San Francisco, CA, 1997-1999; Foundation for Russian American Economic Cooperation, 2002.

Consultant, Institute of Noetic Sciences. Co-organizer, co-leader, and translator for an educational travel program with a focus on health care and healing for 17 people to Hangzhou and Beijing, China. Incorporated cultural synergy project, March-April 1997.

Consultant, World Institute on Disability, Oakland, CA. Legislative and Policy Analyst for Project on "Successful Childrearing Strategies Among Disabled Persons and Families"; Developed questionnaire, September 1994-May 1995.

Field Research, interviews with single women from the United States adopting baby girls from China, Fall 1998-2000

Field Research, People's Republic of China. Conducted ethnographic research on infertility, reproductive technologies and sexuality in Beijing, China. Participated and observed in hospital settings of both traditional Chinese and western medicine; interviewed in Mandarin Chinese over 100 female and 15 male infertility patients, medical professionals, and family planning officials; implemented a 36 page questionnaire utilizing qualitative and quantitative methods; collected fertility folklore; Resulted in publications and presentations, January 1990- January 1991.

Field Research, Highland Hospital OB/GYN Clinic, Oakland, CA. Ethnographic research of perinatal health care delivery system for "high risk" mother and infants, including crack addicts; Interviewed health practitioners and staff including nurses, doctors genetic counselors, lab technicians, and health educators, February-June 1988.

Western Consortium for the Health Professions, San Francisco, CA. Designed a phone questionnaire, conducted interviews and wrote a 65 page report assessing U.S. human health resources directed towards Latin America. Project co-sponsored by Pan American Health Organization; Feb 1986-1987.

Consultant, International Child Resource Institute, Berkeley, CA. Located funding sources, established a grants resource library; Sept 1985-Feb 1986.

Field Research, Beijing, China. Interviewed medical personnel in hospitals, clinics, and day care centers to learn about China's health care system; Summer 1985.

Field Research and Exchange Student, School of Public Health, Policy and Planning Program, University of Guadalajara, Mexico. Studied the Mexican health care system, developed research, and interviewed Mexicans seasonally migrating to the United States to better understand their health care utilization patterns; Spring-Summer 1984.

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Field Research, Center for Health Services, Vanderbilt University, Nashville, TN.
Interviewed community leaders in Tennessee and Kentucky. Author of fundraising manual; 1982.

Field Research, Community Health Council, London, England. Interviewed patients at clinics about their knowledge of health services. Designed questionnaire and researched food quality in three hospitals. Interviewed immigrant women about their childbirth experiences in London hospitals as compared to their native countries; Fall-Winter 1980

Intern, National Women's Health Network, Washington, D.C. Assigned to "Rural Women's Health Advocacy Project". Attended government meetings and conferences as Network representative. Wrote articles for newsletter; Winter 1980.

PUBLICATIONS

Book Review In Progress, Huang Yanzhong, *Governing Health in Contemporary China*, 2013. Solicited by editors as an expert in the field. Review will appear in *East Asian Science, Technology and Medicine*.

Op-ed, "Library Foundations 'Adopt a Book' Campaign is Hurtful", Berkeley Daily Planet, May 07, 2009.

"Second Step: Violence Prevention Program Revitalized In Oakland School District", OUSD Newsletter, 2006.

"New Genetic Technologies and their Impact on Women: A Feminist Perspective" in Gender and Development, p. 114-125, May 2003.

"The Politics of Baby-Making in Modern China: Reproductive Technologies and the "New" Eugenics. Invited chapter for a book, Infertility Around the Globe: New Thinking on Childlessness, Gender, and New Reproductive Technologies, edited by Marcia C Inhorn and Frank van Balen. Berkeley: UC Press, 2002.

Evaluation, Adolescent Pregnancy Prevention Network Case Study, San Jose
Funded by the David and Lucile Packard Foundation. (65 pages), 2001- 2002.

Book Review of Women's Sexualities: Generations of Women Share Intimate Secrets of Self-Acceptance by Carol Rinkleib Ellison. New Harbinger Publications. In Women and Therapy. Vol. 25, No. 1, 2002.

Book Review of Genes, Women, Equality by Mary Briody Mahowald. Oxford University Press, 2000. In Medical Anthropology Quarterly, Winter 2002.

"The Implications of Human Reproductive Cloning and Germ Line Alteration on Women and Women's Health: Ten Mis-conceptions", www.ourbodiesourselves.org, 2001.

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Co-author of "A New View of Women's Sexual Problems". Written by the Working Group On A New View of Women's Sexual Problems. In Special Edition of Women and Therapy, p. 1-9, Vol 24, Numbers 1/2 July 2001 and in A New View of Women's Sexual Problems, edited by Ellyn Kaschak and Leonore Tiefer, New York: The Haworth Press.

Book Review of A Flourishing Yin: Gender in China's Medical History, 960-1665, by Charlotte Furth, Ph.D. Berkeley: UC Press, 1999. Medical Anthropology Quarterly, December 2000.

Co-author, "Bartering Away Women's Reproductive Health Access: Mergers and Expansion of Religious Health Entities" in The Network News, NWHN, July/August 2000.

Book Review of Infertility and Patriarchy: The Cultural Politics of Gender and Family Life in Egypt, Philadelphia: University of Pennsylvania. In Medical Anthropology Quarterly, Vol. 12, No. 4, pp. 510-512, December 1999.

"Health Commodification and the Body Politic: The Example of Female Infertility" in Embodying Bioethics: Feminist Advances edited by Anne Donchin and Laura Purdy. Maryland: Rowman and Littlefield Press, 1998.

Editor, Council on Anthropology and Reproduction (CAR) Newsletter. CAR is a special committee of the Society for Medical Anthropology, a unit of the American Anthropological Association. This official newsletter is published bi-annually; 1993-4;1995-9.

"The Consequences of Modernity for Childless Women in Contemporary China". Invited contribution to Pragmatic Women and Body Politics; Margaret Lock and Patricia A. Kaufert, eds., U.K.: Cambridge University Press. February 1998.

"How To Select a Health Practitioner That Works for You: Some Practical Advice"; Available from author. 1998.

Co-author, "What is Managed Care" in The Network News, publication of the National Women's Health Network; May/June 1997.

"The Hen that Can't Lay An Egg": Conceptions of Female Infertility in Modern China", in Deviant Bodies, Jacqueline Urla and Jennifer Terry, eds. Bloomington: Indiana University Press, 1995, pp. 358-387.

The Social and Ethical Implications of In-vitro Fertilization in Contemporary China". In Cambridge Quarterly of Healthcare Ethics, Vol. 4, Issue 3, Summer 1995.

"Medical Risk: Implicating Poor Pregnant Women". In Social Science and Medicine, Vol 38, No. 5, pp. 665-675, March 1994.

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"*Yi Xue Ren Lei Xue Ji Qi Yu Zhongguo Chengshi Wenti de Guanxi*" (Medical Anthropology and its Relevance to Chinese Urban Problems) in Dushi Ren Lei Xue (Urban Anthro). Translator Fang Su Mei. People's Cultural Publishing House: Beijing, 1991 .

"Rural Health Care in China". In Synapse, Vol 32, No 19, UC San Francisco Medical School; Feb 25 1988.

"U.S. Human Health Resources Directed Towards Latin America". A professional report compiled as a consultant for the Western Health Consortium and Pan American Health Organization; 65 pages; 1987.

Fundraising for You and Your Community. Center for Health Services, Nashville, TN; 1982.

National Women's Health Network, Washington, D.C. Wrote several articles for a bi-monthly newsletter; 1997-8 and 1980.

PRESENTATIONS AND PANELS

New Genetic Technologies: Impact on Women, International Women's Conference in Guadalajara , Mexico, 2003.

"Social Inequality Pervades: The Implications of Human Cloning and Germ line Therapy for Women and Women's Health". Presented at A Conference 'Behind Many Masks' Gerald Berreman and Berkeley Anthropology, 1959-2001, Organized by the Kroeber Anthropological Society, and Anthropology Graduate Organization, April 6, 2001.

"The Implications of New Genetic Technologies on Women and Women's Health: Ten Mis-conceptions", Presented at a symposium organized by the Boston Women's Health Book Collective and The Exploratory Initiative on New Human Genetic Technologies, SF, March 2001.

"Honoring Joan Ablon: Professor as Mentor and Mensch", Paper presented on a panel at The American Anthropological Association Meetings, Nov. 2000

Radio, Interviewed for KQED Morning Show on September 1999 (Hospital Merger) and February 2000 (Midwives in Crisis).

Invited discussant for Monica Casper's book, The Making of the Unborn Patient: A Social Anatomy of Fetal Surgery for presentation at Stanford University, Medical Humanities Work Group, October 4, 1999.

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Invited guest speaker on KPFA Radio Station. August 24, 1999, Discussed the social and medical ethics of egg donation on "The Living Room"; September 15, 1999, "Impact of Social and Ethical Catholic Directives on Local Hospital Merger"; February 2000. One hour show produced by Judith Campbell, interviewed by Chris Welch.

A Conversation with Anthropologists on "What is Art For?", an exhibit with 100 artists at the Oakland Art Museum. Invited Speaker, March 1999.

"High Tech Reproductive Medicine for Infertile Couples: The Politics of Making Modern Babies", Paper presented at the American Anthropological Association Meetings, December 1998.

Discussant for American Anthropological Association (AAA) panel "Reproduction: Policies and Anthropological Praxis". Washington, D.C., November 1997.

"Understanding Infertility Practices: What's Different About Reproductive Technologies in China?" Paper presentation at Annual Anthropology Meetings D.C., November 1997.

"Health Commodification and the Body Politic: The Example of Female Infertility in China", Invited speaker to Pacific Women's Health Institute, Los Angeles. October 1997.

"The Contribution of Medical Anthropology to Women's Health", Invited Speaker to Stanford University's Cowell Hospital Brown Bag Lunch Series. February 1997

"The Hen that Can't Lay An Egg: Female Infertility in Modern China", Invited Speaker to Stanford University Eastfest Series. Theme of Sex and Sexuality in Asia. February 1997.

"The Commodification of Health Care and Infertility Treatment: Social and Ethical Implications for Diverse Women in Modern China" paper for the Third World Congress of Bioethics in San Francisco, CA. November 1996.

"The Changing Chinese Health Care System: Implications for Infertile Women" presented at the American Anthropological Association meeting in San Francisco, CA. November 1996.

Conference Organizer and Presenter. "Genetic Testing And You A Critical View," UC Berkeley Institute for Social Change. Fall 1996.

"The Social Significance of Female Infertility" at Stanford University. Institute for Research on Women and Gender, 1996.

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"Redefining Women's Reproductive Roles: Voluntary Childlessness in Contemporary China" Presented at the American Anthropological Association meetings, Washington D.C., November 1995.

"Bioethical Dimensions of Reproductive Technologies in Modern China", Bioethics Beyond Borders Conference, Congress Program, Italian Consulate, UC Berkeley, June 1995.

"An interview with Lisa Handwerker" by Reyna Cowan. KPFA Radio Station. A half hour interview on China research. February 1995.

"Are you pregnant yet?": An Analysis of Gender, Reproduction, and Sexuality Among Infertile Women in Contemporary China". UCB Center for Chinese Studies Symposium on "Desire, Sexuality, and the Body in Late Imperial and Modern China", October 1994.

"Medicalization and Resistance: The Case of Female Infertility in Modern China", Paper presented on the panel, "Women and Bio-power: What Constitutes Resistance?" organized by C.H. Browner, American Ethnological Society Meetings, Los Angeles; April 1994.

"International Perspectives: Reports From Abroad", Session chair and presenter at the Fourth Annual Congress of Healthcare Ethics and Ethics Committees, "Designs on Life: Choice, Control, and Responsibility in Genetic Manipulation Conference", co-sponsored by the International Bioethics Institute and the UC Berkeley School of Public Health, April 1994.

"The Hen that Can't Lay An Egg: China's Birth Policy Reexamined", Invited Main Speaker for the Annual Meeting of the Association of American University Women (AAUW), Danville Chapter, April 1994.

"Translating Women's Reproductive Health Research into Policy: What is the Future for Anthropology?", Invited session to the American Anthropological Association Meetings, Washington, D.C. Co-organizer and Co-chair; November 1993.

"Popular and Scientific Representations of AIDS in Modern China: Cultural Values, (Mis)Conceptions, and Policy Implications", Paper for American Anthropological Association, D.C.; Nov 1993.

"The Hen That Can't Lay An Egg: Conceptions of Female Infertility in Modern China", Berkshire Conference on the History of Women, New York; June 1993. (Accepted paper but unable to attend)

The Convergence of "Tradition" and "Modernity" on Infertile Female Bodies in Late Twentieth Century People's Republic of China", Paper presented at the Association for Asian Studies Meetings, Los Angeles, CA; March 25-28 1993.

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- "A Narrative of National Crisis: Overpopulation and Female Bodies in Late Twentieth Century People's Republic of China", Paper presented at the American Anthropological Association Meetings, San Francisco, CA; December 2-6, 1992.
- "Modernization and (Re)production: The Female Body as the Site of Competing National Desires in the People's Republic of China", presented at the Social Science and Technology Conference, Goteborg, Sweden; August 1992.
- "The Infertile Female Body in the Chinese Context", Paper presented to the Reproductive Health Study Group, Berkeley, CA; May 1992.
- "Stigmatizing Beliefs: Infertility in the People's Republic of China", Paper presented at the Southwest Anthropological Association Meetings, Berkeley; April 1992.
- "Contending Ideologies: Gender, (Re)production, and the State in the People's Republic for China", presented at the Women and Anthropology Conference, Cal State University, Sacramento; March 21-23, 1992.
- "Reproduction, Gender, and the State: Infertility in the Chinese Context", Paper presented at the American Anthropological Association Meetings, Chicago; November 20-24, 1991.
- "The Hen that Can't Lay an Egg (Bu Xia Dan De Mu Ji): Preliminary Thoughts on Infertility research in Beijing, China", Paper presented at UCB, Center for Chinese Studies Seminar, 1991.
- "The Hen that Can't Lay an Egg (Bu Xia Dan De Mu Ji): Theoretical and Methodological Concerns About Conducting Infertility Research in China." Invited talk at UCSF, Medical Anthropology Program; 1991.
- "Medical Risk: Implications for Poor Pregnant Women Seeking Prenatal Care", Paper presented at the Kroeber Anthropological Society Meetings, UC Berkeley; April 1991.
- "Medical Anthropology and it's Relevance to China", Paper presented at the First Urban Anthropology Conference in Beijing, China; December 1989-January 1990.
- "Gender, Representation and Other: Women in an Anthropological Analysis of Ethnographies on China", Paper presented at West Coast Asian Studies Meetings, University of Seattle, Washington; October 1988.
- "Dominant Discourse on Chinese and Asians in Alameda County: Myth or Reality?", Paper presented at the Kroeber Anthropological Society Meetings, UC Berkeley; April 1988.
- "Rural Health Care in China: New Trends", presented at the Southwest Anthropological Assoc Meetings in Monterrey, CA; March 1988.

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"The Impact of New Economic Reforms on the Chinese Health Care System in the 1980s",
Guest Lecture, UCB, School of Public Health, Comparative Health Care Systems; 1988.

LANGUAGES

- **MANDARIN CHINESE:** excellent verbal ability
Classes at UC Berkeley 1983-1986; Beijing University summer 1987;
China Fieldwork 1990-1991; 2004, 2007, 2009, 2012, 2013.
Tutorials 1983-6; 1991-1995; ongoing
Co-leader and Translator for China educational travel trip 1997.
Speak Mandarin Chinese with my daughter who is bilingual, 2004-ongoing.
- **SPANISH:** excellent verbal ability
Home stay in Mexico; winter 1979 and Spain; summer 1981, 1992, 1994, 2010.
- **ARABIC:** beginning ability
Classes at UC Berkeley 1986; Tutorials 1990

COMMUNITY SERVICES

Malcolm X, Berkeley Unified School District, School Governance Board 2008-9,
alternate and voting member; 2009-2010, voting member; 2008-2010.

Families with Children From China, Board Member, Summer 2007-2008

Alta Bates Ethics Committee, Community Member, October 2003. Presently on leave.

Berkeley Community Health Commission, President and Chair (March 1998-2000;
served two year term-limit) and Vice-President (2000-2001); Chaired
meetings, set agendas, invited guest speakers, developed position papers for City Council,
ran public hearing on hospital merger with more than 200 community members attending,
organized community efforts to stop the hospital merger impacting women's reproductive
rights and worked closely with Public Health Officer and other public health department
staff on public health concerns, 1996-2002.

City of Berkeley, HIV Education and Prevention Program, Proposal Reviewer for city-wide
grants, Fall 1997.

Labor Coach and Translator, Highland Hospital, Asian Health Services, Oakland, CA. Six
week training course at Highland Hospital and served as a labor coach/translator (Spanish)
1987-8; (Mandarin Chinese) 1991-1995. Berkeley Primary Care Access Clinic, Alta Bates
Medical Center, Fall 1995-1996.

Community Health Worker, Berkeley Free Clinic, Berkeley, CA. One year training in
primary health care and women's health. Served as a medic/ health educator for the indigent.
Tasks included history taking and administering lab tests (e.g. blood, urine, strep cultures
and pap smears). Protocol medicine emphasizing prevention and education; 1984-5.

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PROFESSIONAL MEMBERSHIPS

Alta Bates Hospital, Ethics Committee, Member October 2003-4. On leave.
American Anthropological Association
Berkeley Community Health Commission, Chair 1998-2000; Vice-chair 2000- 2001, Member.
National Women's Health Network
Board of Directors, 1996-2002.
Chair, Committee on Reproductive Health, 1996-1999
Chair, Ad Hoc Genetics Committee, 1998-1999
Member (voted on by national membership), Fundraising Committee, 1998-2002
Society for Medical Anthropology
Chair, Council on Anthropology and Reproduction; 1993-94, 1995-9
Society for Visual Anthropology

ANONYMOUS PEER REVIEWER

Medical Anthropology Quarterly: International Journal for the Analysis of Health, American Anthropological Association; 1994-ongoing.

Medical Anthropology Quarterly: Cross-Cultural Studies in Health and Illness, Gordon and Breach, Science Publishers, Inc.; Peter Brown, editor, 1993-1999.

Social Science and Medicine: An International Journal, Pergammon Press, Elsevier Science Ltd.; Peter J. McEWAN, editor-in-chief, 1995- ongoing.

Our Bodies Our Selves, Reviewed and edited chapters for recent edition, December 2003.

CROSS-CULTURAL EXPERIENCES

- Traveled, Studied, Worked: People's Republic of China (Summer 1980, 1985, 1987 and January 1990-January 1991, 1997, 2003, 2005, 2009, 2012, 2013).
- Worked and/or lived with families: Caribbean, Great Britain, Japan, Mexico, Spain, Sweden, and Taiwan.
- Traveled: Canada, Czechoslovakia, Denmark, Finland, France, Greece, Hong Kong, Italy, Poland, Portugal, Soviet Union, Switzerland and Venezuela.

ADDITIONAL SKILLS

- Photography and Video.
- Arts and Crafts: Glass slumping and fusing, basket-making, gourd fountain making, weaving, printmaking (etching), knitting, clay and dance (flamenco).
- Certifications: Birth Labor Coach, American Red Cross Standard First Aid, CPR for the Professional Rescuer, and Red Cross Senior Life Saving
- Red Cross Water Safety Swim Instructor, Swim instructor for all ages but specialize in children, 1992-present.

HANDWERKER EXHIBIT B

Handwerker Exhibit B



CalPERS letter to Dr. Lisa Handwerker dated February 14, 2011



Employer Services Division
P.O. Box 942709
Sacramento, CA 94229-2709
TTY for Speech and Hearing Impaired: (916) 795-3240
888 CalPERS (or 888-225-7377) FAX (916) 795-3005

February 14, 2011

Dr. Lisa Handwerker

Dear Dr. Handwerker:

This letter is in response to your inquiries regarding your membership date with the California Public Employees' Retirement System (CalPERS). You contacted us in May 2009 to discuss your employment history and determine whether you qualified for membership on January 5, 2004, through employment with California State University (CSU), Hayward, now known as CSU, East Bay. You also asked us to examine whether you were eligible to purchase Additional Retirement Service Credit (ARSC), among other issues related to service credit purchases.

First, I apologize for the excessive length of time it has taken to investigate and respond to your inquiries. Your membership date inquiry surfaced questions about longstanding practice which resulted in a complex analysis of existing rules and regulations pertaining to CSU faculty.

After thorough review of the documentation provided, facts surrounding your case, and applicable laws and regulations, CalPERS has determined that you qualified for membership in this System on March 27, 2006, through your employment with CSU, Hayward. The basis for our determination is outlined in the discussion and analysis below.

DISCUSSION

Typically, summer service cannot be considered in qualifying for CalPERS membership if the employee is employed on a full-time basis during the academic school year. However, in limited circumstances, where summer service is performed by a part-time or temporary employee on campuses utilizing a four equal quarter academic schedule, summer session appointments must be considered to determine CalPERS membership eligibility.

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 February 14, 2011
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Factual Background

Our determination of your membership date was based on a review of the following CSU, Hayward appointment information reported to CalPERS.

Year	Quarter	Timebase	Notes
2003	Winter	8/15	Qualifying quarter
	Spring	8/15	Qualifying quarter
	Summer	4/15	Non-qualifying quarter
	Fall	8/15	Qualifying quarter
2004	Winter	12/15	Qualifying quarter
	Spring	7/15	Non-qualifying quarter
	Summer	7/15	Non-qualifying quarter
	Fall	0/15	Non-qualifying quarter
2005	Winter	8/15	Qualifying quarter
	Spring	4/15	Non-qualifying quarter
	Summer	8/15	First qualifying quarter
	Fall	8/15	Second qualifying quarter
2006	Winter	14/15	Third qualifying quarter
	Spring	8/15	Qualified for membership on March 27, 2006
	Summer	8/15	Previous membership date of June 19, 2006

Appointments within the CSU system can be temporary, probationary, permanent, or at the pleasure of the appointing power.¹ Additionally, CSU instructors can be hired on either a full-time or part-time basis. Full-time instructors teach 12 units per semester and perform 3 units of other duties, such as serving on committees or performing departmental duties, for a total of 15 units.² Part-time instructors teach less than 12 units per semester. Usually, in order to qualify for CalPERS membership, a part-time temporary CSU instructor had to perform at least 7½ teaching units per semester.³

Each year, CSU campuses create academic year calendars that are either semester or quarter based. Pursuant to CSU regulations, an academic year generally means a total of two consecutive semesters or three consecutive quarters, each being of the same approximate length as the other semester or quarters, and which academic year commences with the opening of the fall term.⁴

¹ See CCR, tit. 5, section 42700 (j).

² Historical information taken from Enrolled Bill Report (EBR) for Assembly Bill (AB) 2549 dated August 30, 2002.

³ This requirement could be decreased to 6 weighted units per semester for those part-time temporary instructors teaching 6 units for two consecutive semesters or three consecutive quarters if provided for in a Memorandum of Understanding (MOU). CalPERS has not been provided such an MOU.

⁴ See CCR, tit. 5 section 42700 (v)(1).

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February 14, 2011
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One of the quarter schedules offered by the CSU System offers is referred to as the Quarter System Year Round Operations ("QSYRO") which includes four equivalent 10-week quarters.⁵ CSU regulations provide that for this type of schedule, the academic year means a total of any three quarters, each of approximately the same length, in a period of four consecutive quarters.⁶

Generally, summer session terms appear to vary by campus but usually run four or six weeks except as discussed below. For non-QSYRO campuses, the summer term does not constitute a complete quarter or semester due to it not being of the same duration as the other quarters or semesters during the academic year.

The employment information provided to CalPERS shows you are employed by CSU, East Bay (formerly CSU, Hayward), a QSYRO campus. Our information also shows you were appointed as a temporary part-time employee. Beginning January 6, 2003, you worked just over half time for most quarters, though not for three consecutively, until the 2006 winter quarter.

Analysis

Public Employees' Retirement Law (PERL) Government Code section⁷ 20125 provides that the Board shall determine who are employees and is the sole judge of the conditions under which persons may be admitted to and continue to receive benefits under this System. Service may be excluded for eligibility purposes where: 1) a faculty member is otherwise employed full-time and works during a summer session or intersession; 2) a faculty member is employed in a less than full-time position and fails to meet the exception criteria provided in section 20305; and/or 3) a faculty member is teaching in extension service and the compensation for that service is established on the basis of class enrollment. Section 20305, subdivision (a)(4)(A) provides in pertinent part:

(a) An employee whose appointment or employment contract does not fix a term of full-time, continuous employment in excess of six months is excluded from this System unless:

(4) He or she is a temporary faculty member of the California State University and meets one of the following conditions:

(A) He or she works two consecutive semesters or three consecutive quarters at half-time or more, and is not otherwise excluded pursuant to this article, in which case, membership shall be effective with the start of the next consecutive semester or quarter if the appointment requires service of half-time or more.

⁵ As of February 2010, the following campuses offer the QSYRO calendar: San Luis Obispo, Los Angeles, East Bay (formerly known as Hayward), and Pomona.

⁶ See CCR, tit. 5, section 42700 (v)(2).

⁷ All further references are to the Government Code unless otherwise specified.

Lisa Handwerker
February 14, 2011
Page 4

Additional consideration is necessary when determining CalPERS membership eligibility for temporary CSU faculty members who work during a summer session or intersession.

Our interpretation of the common definition of "consecutive" helps us conclude that the phrases "consecutive semester" and "consecutive quarter" as used in the Public Employee's Retirement Law (PERL) are to be of approximately the same duration as either the other quarters or semesters during the academic year at issue. This means that the summer term generally could not constitute a consecutive semester because it is not of the same duration as the fall and spring semesters. Further, at a QSYRO campus, a summer quarter would constitute a "consecutive quarter" because it is one of four equal 10-week school terms, and it falls in uninterrupted succession between the spring and fall quarters. Conversely, the summer session could not constitute a consecutive quarter at a non-QSYRO campus, since it is not the same length as the other quarters during the academic school year.⁸

Accordingly, based upon the plain and commonsense meaning of the law and regulations, CalPERS has concluded that for temporary faculty members, membership eligibility for summer session employment is limited to only that summer session service performed by a temporary faculty member, at a QSYRO campus using a four equal quarter academic calendar.

DETERMINATION

CalPERS has reviewed your employment records showing you began working with CSU, Hayward, on January 6, 2003, which operates under a quarter system year round schedule. However, between January 6, 2003 and June 14, 2005, there are three different quarters where you did not work half-time or more which stops the consecutive count of your quarters; thus preventing you from qualifying for membership as required under section 20305(a)(4)(A).

Starting June 20, 2005, you worked half-time or more for three consecutive quarters to qualify for membership on March 27, 2006, which was your next qualifying appointment. This determination changes your previous membership date from June 19, 2006 to March 27, 2006.

CalPERS finds the period of March 27, 2006 through June 18, 2006 to be in arrears under section 20283, requiring your employer to be charged for both member and employer contributions during this timeframe. Since you have already purchased this time as Service Prior to Membership (SPM), a refund for that period will be sent to your financial institution. A representative from CalPERS' Member Services Division, Matt

⁸ Our analysis is based upon the information provided related to CSU, Hayward and the calendar for the 2002-2003 and 2003-2004 school years which used four quarters (10 weeks each) per year. See <http://www.aba.csueastbay.edu/PAYROLL/payacdcal0304.htm>.

Lisa Handwerker
February 14, 2011
Page 5

Eubanks, (916) 795-0365, will contact you to verify the account status of your financial institution in order to process the refund.

ADDITIONAL INFORMATION

Due to the change to your membership date, your amount of earned service credit increased by 0.136 years and now gives you a total of 3.627 years of earned service credit as of the end of January 2011. As discussed in my letter to you dated March 26, 2010, section 20909 requires that the member must have at least 5.000 years of service credit to purchase ARSC. You have not yet attained 5.000 years of earned service credit, therefore are not eligible at this time.

Lastly, CalPERS recently verified your time base did increase for the spring 2010 quarter from 4/15 (.267) to 2/5 (.4). This adjustment is shown in our systems but was not reflected in your 2010 Annual Member Statement (AMS). The information used in the AMS is a reflection of your account as of June 30, 2010. Since this adjustment was made after the close of the 2009/10 fiscal year, it was not included in your 2010 AMS. It was reflected in the service credit breakdown we sent to you dated January 25, 2011, and will be included in your 2011 AMS, which will be issued later this year.

CONCLUSION

You have the right to appeal the decisions reflected in this letter if you desire to do so, by filing a written appeal with CalPERS, within **thirty days of the date of the mailing of this letter**, in accordance with Government Code section 20134 and sections 555-555.4, Title 2, California Code of Regulations. An appeal, if filed, should set forth the factual basis and legal authorities for such appeal. A copy of the applicable statute and Code of Regulations sections are included for your reference. If you file an appeal, the Legal Office will contact you and handle all requests for information.

Your appeal will be set for hearing with the Office of Administrative Hearings (OAH). The assigned CalPERS attorney will contact you to coordinate a hearing date. Depending on the current caseload of the OAH and the assigned attorney, the hearing date may be set several months after the case is opened. The OAH will typically offer its earliest available hearing date that meets the schedule of both parties.

If you choose not to be represented by an attorney, the assigned CalPERS lawyer will be in direct communication with you during the appeal process. If you do hire an attorney, please let CalPERS know immediately so our attorney can work directly with him or her.

Attached is an informational brochure on the General Procedures for Administrative Hearings.

Lisa Handwerker
February 14, 2011
Page 6

After the hearing is completed, the Administrative Law Judge will issue a Proposed Decision in approximately 30 days. The CalPERS Board of Administration will then make a determination whether to accept or reject that Proposed Decision. If the Board rejects the Proposed Decision, they will hold a Full Board Hearing in order to review the entire hearing record again before finalizing their decision.

Your appeal should be mailed to the following address:

Lori McGartland, Chief
Employer Services Division
P.O. Box 942709
Sacramento, CA 94229-2709

I appreciate your patience throughout our review of your case. CalPERS remains committed to assisting our members in all matters related to their retirement within the statutory authority available to us. Should you have questions, please contact me at (916) 795-7631.

Sincerely,


Emily Perez de Flores, Manager
Membership Reporting Section
Employer Services Division

cc: Pam Chapin, CSU Chancellor's Office
CSU, East Bay

HANDWERKER EXHIBIT C

Handwerker Exhibit C



Dr. Lisa Handwerker letter to CalPERS dated March 11, 2011

March 11, 2011

Dear Lori McGartland, Chief,

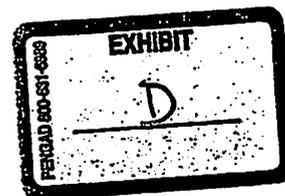
This is a response to the CalPERS letter dated February 14, 2011 regarding my membership determination date. I appeal the attached decision on the grounds that while it cites CCR, tit. 5, section 42700 three times, it fails to acknowledge section 42751, Establishment of Period of Four Consecutive Quarters During Which Three Quarters Academic Year of Service Is Performed, which reads in part, "Academic year employees will be appointed for an academic year composed of any three quarters out of four consecutive quarters. On campuses on quarter system year-round operations the period of four consecutive quarters within which an academic year employee serves shall begin with the quarter to which the employee is appointed." I believe that 42751 makes clear that, in my case, since I began in Winter 2003, Summer 2003 should not count against me. In my case, the three quarters that should count in my first year should be Winter 2003, Spring 2003, and Fall 2003, which means that my CalPERS membership should have been effective Winter 2004.

Sincerely,

Lisa Handwerker, Ph.D., MPH

HANDWERKER EXHIBIT D

Handwerker Exhibit D



California Code of Regulations, Title 5, Section 42751



Welcome to the online source for the
California Code of Regulations

5 CA ADC § 42751

§ 42751. Establishment of Period of Four Consecutive Quarters During Which Three Quarters Academic Year of Service Is Performed.

Term
5 CCR § 42751

Cal. Admin. Code tit. 5, § 42751

Barclays Official California Code of Regulations [Currentness](#)

Title 5. Education

Division 5. Board of Trustees of the California State Universities

Chapter 1. California State University

Subchapter 7. Employees

[Article 2.5.](#) Academic Year Employees at Campuses on Quarter System Year-Round Operations

➔ **§ 42751. Establishment of Period of Four Consecutive Quarters During Which Three Quarters Academic Year of Service Is Performed.**

Academic year employees will be appointed for an academic year composed of any three quarters out of four consecutive quarters. On campuses on quarter system year-round operations the period of four consecutive quarters within which an academic year employee serves shall begin with the quarter to which the employee is appointed. For continuing academic year employees, upon conversion of the campus to quarter system year-round operations, the period of four consecutive quarters shall begin with the fall quarter, provided, however, that continuing academic year employees who prior to conversion of their campus to quarter system year-round operations had served full time for the immediately preceding two semesters or three quarters, as the case may be, shall be considered to have served a full academic year for purposes of Section 42754.

Note: Authority cited: Sections 66600, 89030, 89035 and 89500, Education Code. Reference: Section 89500, Education Code.

HISTORY

1. Amendment filed 8-22-72; effective thirtieth day thereafter (Register 72, No. 35).
2. Amendment filed 9-20-82; effective thirtieth day thereafter (Register 82, No. 39).

5 CCR § 42751, ← **5 CA ADC § 42751** →

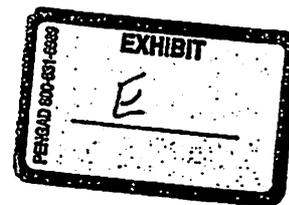
This database is current through 9/27/13 Register 2013, No. 39

END OF DOCUMENT

Term

HANDWERKER EXHIBIT E

Handwerker Exhibit E



Dr. Lisa Handwerker Employment and Salary Verification
dated March 7, 2003



CALIFORNIA STATE UNIVERSITY, HAYWARD

25800 Carlos Bee Boulevard, Hayward, California 94542-3007

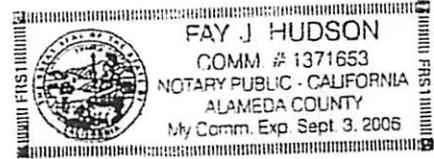
Office of the Provost and Vice President, Academic Affairs

Telephone: (510) 885-3711 Fax: (510) 885-2295

Internet: fmartino@csuhayward.edu

EMPLOYMENT AND SALARY VERIFICATION

Employee's Name: Lisa Handwerker, Ph.D., M.P.H.
Address:
Position/Title: Lecturer



Employment History:

Date employed	Time base	Monthly salary	Department
9-21-99 to 12-14-99	.267	\$858.94	Anthropology
1-3-00 to 3-21-00	.267	\$899.74	Anthropology
1-7-02 to 3-26-02	.267	\$1,013.34	Human Development
4-2-02 to 6-18-02	.20	\$760.00	Human Development
9-24-02 to 12-17-02	.267	\$1,054.40	Human Development
1-6-03 to 3-25-03	.267	\$1,054.40	Human Development
1-6-03 to 3-25-03	.267	\$1,054.40	Anthropology
4-1-03 to 6-17-03	.267	\$1,054.40	Human Development
4-1-03 to 6-17-03	To be determined	To be determined	Anthropology

Continuous service: Yes

Employment is: part-time

Remarks: Not applicable.

Signature, Employer's Representative: Jane A. Traversa Jane A. Traversa

Title: Administrative Analyst

Firm Name: California State University, Hayward

Firm Address: Office of Academic Affairs, 25800 Carlos Bee Blvd., Hayward, CA 94542

Date: March 7, 2003

CALIFORNIA ALL-PURPOSE ACKNOWLEDGEMENT

State of: California

County of: Alameda

On March 17, 2003 before me, Fay J. Hudson Name and Title of Officer

Personally appeared Lisa Handwerker Name(s) of Signer(s)

personally know to me - OR - proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.
WITNESS my hand and the official seal.

Fay J. Hudson
Signature of Notary Public

HANDWERKER EXHIBIT F

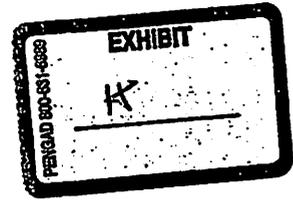
WITHDRAWN

HANDWERKER EXHIBIT G

WITHDRAWN

HANDWERKER EXHIBIT H

Handwerker Exhibit H



California State University Total Full-Time Equivalent Students (FTES)
by Term, 2003-04 College Year



Home | Search

Students
 Faculty & Staff
 Teaching & Learning
 Administration
 Alumni, Parents & Community
 Business, Community, & Gov't
 Public Affairs

Table A-3

Total Full-Time Equivalent Students (FTEs) by Term, 2003-04 College Year
 (Traditional College Year Reporting of CSU Northridge and CSU Channel Islands)

	Summer	Fall*	Winter	Spring	Annualized Summer Term	Academic Year	College Year
Bakersfield	789.5	6,708.9	6,232.2	6,134.0	263.2	6,357.7	6,620.8
Channel Islands	-	1,298.1	-	1,327.4	-	1,311.8	1,311.8
Chico	545.0	13,883.0	-	13,839.8	272.5	13,861.4	14,133.9
Dominguez Hills	1,404.7	8,749.3	-	8,821.3	702.3	8,785.3	9,487.7
Fresno	404.7	18,168.1	-	16,315.0	202.3	17,240.6	17,442.9
Fullerton	3,914.7	23,427.8	-	22,477.8	1,957.4	22,952.8	24,910.2
Hayward	4,946.6	10,777.6	10,285.4	9,993.8	1,848.9	10,352.3	12,001.1
Humboldt	597.5	7,092.4	-	6,968.0	298.8	7,030.2	7,329.0
Long Beach	3,545.0	26,605.9	-	24,671.6	1,772.5	25,638.8	27,411.3
Los Angeles	6,981.8	15,223.0	14,477.9	14,386.3	2,320.6	14,695.7	17,016.4
Maritime Academy	-	770.6	-	864.9	-	867.8	867.8
Monterey Bay	-	3,646.0	-	3,493.5	-	3,569.8	3,569.8
Northridge	739.7	24,853.3	-	23,414.3	369.8	24,133.8	24,503.6
Pomona	4,974.5	16,602.6	16,208.1	15,148.3	1,658.2	15,986.3	17,644.5
Sacramento	1,519.3	22,294.1	-	21,101.6	759.6	21,697.9	22,457.5
San Bernardino	3,434.7	13,224.3	12,503.1	12,032.2	1,144.9	12,588.6	13,731.4
San Diego	2,988.6	27,003.6	-	24,926.8	1,494.3	25,985.2	27,459.5
San Francisco	3,243.9	22,483.1	-	21,425.9	1,621.9	21,954.5	23,576.6
San Jose	1,862.7	21,166.5	-	20,887.6	941.3	21,027.1	21,988.4
San Luis Obispo	2,004.2	17,195.8	16,676.7	15,630.9	668.1	16,501.2	17,169.2
San Marcos	739.0	5,979.1	-	5,560.3	369.5	5,769.7	6,139.2
Sonoma	-	7,332.9	-	6,660.5	-	6,986.7	6,986.7
Stanislaus	687.0	5,869.5	1,042.5	5,458.0	343.5	6,184.0	6,527.5
Campus Total	45,322.8	320,349.6	77,426.0	301,638.0	18,809.5	311,486.9	330,276.4
Summer Arts	80.8	-	-	-	40.4	-	40.4
International Program	30.8	679.8	-	679.8	15.4	679.8	695.2
CalStateTEACH	319.2	577.7	-	487.8	159.6	532.8	692.4
Grand Total	45,753.6	321,607.1	77,426.0	302,805.6	19,024.9	312,679.5	331,704.4

Note: Table does not include Summer Arts, International Programs or CalStateTEACH.

*Fall headcounts have been updated to reflect current information as of the end of the 2003-2004 college year. Fall data in this report may differ from previous reports.

[Download this table in Excel](#)
[Back to the index](#)

HANDWERKER EXHIBIT I

**MARKED FOR IDENTIFICATION
AND INCLUDED IN THE RECORD
BUT NOT CONSIDERED BY THE ALJ**

(See Attachment I)

HANDWERKER EXHIBIT J

Handwerker Exhibit *M*



George Diehr on summer not counting against me

<https://mail.calfac.org/owa/?ae=Item&t=IPM.Note&id=RgAAAAD..>

George Diehr on summer not counting against me

Lisa Handwerker [

Sent: Tuesday, June 17, 2014 3:36 PM

To: Renee Salazar [; Summer Hazlett

Begin forwarded message:

From: George Diehr
Subject: RE: CalPERS q's
Date: October 25, 2009 12:12:03 PM PDT
To: Lisa Handwerker

Cc:

Life should be simpler. But here is my understanding:

Unless the summer work was to fulfill an entitlement due to lower-than-entitlement during non-summer terms, then summer does not/would not count towards service credit or eligibility for membership in PERS. If the summer term was simply an "extra," then if she were in CalPERS it would not count towards service credit and if she were not in CalPERS it should not interrupt her "march" towards eligibility.

Do I understand that Lisa is NOT in PERS? Seems to me she should be and if the <50% time-base in summer has interrupted her eligibility, then she should appeal.

George Diehr
Professor of Management Science, CSU San Marcos
Member, Board of Administration, CalPERS
858-792-1560

From: Lisa Handwerker
Sent: Thursday, October 22, 2009 12:47 PM
To:
Cc: George Diehr;
Subject: RE: CalPERS q's

In addition, there is another issue not mentioned her about quarter systems which is when you do not have a year contract and work quarter to quarter Calpers separates you after each quarter and you get less service credit, as a result. Thank you.

Lisa Handwerker, Ph.D., M.P.H.

George Diehr on summer not counting against me

<https://mail.calfac.org/owa/?ae=Item&t=IPM.Note&id=RgAAAD...>

Email: lisahand@juno.com

----- Original Message -----

From: "Maureen Loughran"

To: "George Diehr"

Cc: _____, "Lisa Handwerker" <_____>

Subject: RE: CalPERS q's

Date: Thu, 22 Oct 2009 12:37:44 -0700

Thanks George for your answer on the furloughs. That makes sense.

I think the summer question is a bit more complicated. East Bay is a quarter campus, so Lisa worked Fall, Winter & Spring quarters at over a 50% timebase and then worked that following summer at under a 50% timebase. Then she worked again the following Fall at over 50%. Does working that 4th consecutive quarter (summer) at under 50% make her have to start all over in accruing 3 consecutive quarters at over 50% timebase the following Fall? If so, she would have been better off not working at all that summer, right? And she would have been in PERS simply because she worked Fall, Winter, Spring, Fall, right? I am confused about when summer counts and when it doesn't if you are trying to get into PERS and haven't qualified to become a member yet.

Thanks,

Maureen Loughran

CFA Field Representative

mloughran

www.calfac.org<<http://www.calfac.org>>

www.calfac.org<<http://www.calfac.org>>

twitter.com/CFA_News

youtube.com/CFALocal1983

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-----Original Message-----

From: George Diehr

Sent: Wednesday, October 21, 2009 6:46 PM

To: Maureen Loughran; jkarpf

Subject: RE: CalPERS q's

You receive full service credit even though your salary is reduced. PERS uses time-base; it does not make the division Lisa suggests.

George Diehr on summer not counting against me

<https://mail.calfac.org/owa/?ae=Item&t=IPM.Note&id=RgAAAAD...>

I am unsure what the second question is. First, once you are in CalPERS all of your subsequent work, no matter what your time-base, earns service credit UNLESS summer work results in exceeding your entitlement. In addition, you cannot earn more than one year of service credit in a given year.

Lisa worked 80% fall 2008; 80% spring 2009; and 100% fall 2009. Since was hired in 1999, I suspect she qualified for PERS membership a long time ago.

Questions like these are bothersome; Lisa is not to blame but the state of knowledge of some HR folks in the CSU seems to be only a bit better than dismal. There is always the chance, of course, that either Lisa did not set out full information for HR or that she misunderstood what HR told her. For example, HR may have been responding to the summer work question in terms of whether it was PERSable or not. If her entitlement was met during fall and spring, then summer does not count. Whether you work 50% or not in summer is not relevant.

From: Maureen Loughran
Sent: Wednesday, October 21, 2009 5:35 PM
To: jkarpf; George Diehr
Subject: CalPERS q's

Jonathan and/or George-

Sorry to bother you with this, but do you know the answer to Lisa's questions/concerns below?

Thanks,
Maureen Loughran
CFA Field Representative

mloughran
www.calfac.org<<http://www.calfac.org><<http://www.calfac.org>%3c<http://www.calfac.org>>>

www.calfac.org<<http://www.calfac.org><<http://www.calfac.org>%3c<http://www.calfac.org>>>
twitter.com/CFA_News
youtube.com/CFALocal1983

Georgé Diehr on summer not counting against me

<https://mail.calfac.org/owa/?ae=Item&t=IPM.Note&id=RgAAAAD...>

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-----Original Message-----

From: Lisa Handwerker [mailto:
Sent: Thursday, October 15, 2009 3:34 PM
To: Maureen Loughran
Cc: .., Lisa Handwerker
Subject: Furlough

I know it is not supposed to but you need to see the pims sheet which is going to calpers. It shows a pay reduction but no mention of furlough. If calpers figured monthly salary divide by time base it does reduce your credit. Joanne and I looked at this yesterday and we could not figure out how they would know it is furlough.

I also want to clarify something which I know we have talked about but once again i am hearing different things from the union and payroll. If I worked winter, spring and fall for more than .50 one year but also worked one class in the summer does that summer class disqualify me so I am not eligible for calpers? I was told yes it does disqualify me from calpers by payroll since in the summer I did not work 50 percent.thank you.

Sent from my iPhone

Weight Loss Program

Best Weight Loss Program - Click Here!

<http://thirdpartyoffers.juno.com/TGL2141>

/c?cp=NO28oY8s7izJyL71ugIfJAAAJ1BKxWEbbcXNi_xh1kvFelqaAAYAAAAAAAAAAAAAAAAAA
AAAADNAAAAAAAAAAAAAAAAAAAAEUGAAAAA=

New Pill Burns 17lbs

Famous doctor discusses this shocking weight loss miracle

<http://thirdpartyoffers.juno.com/TGL3165/512d4722eb5e642e9289emp03vuc>

Fwd: CalPERS LETTER

<https://mail.calfac.org/owa/?ae=Item&t=IPM.Note&id=RgAAAAD...>

Fwd: CalPERS LETTER

Lisa Handwerker

Sent: Monday, June 16, 2014 2:23 PM

To: Mark Karplus

I think we can use these letters to show that CalPERS themselves could not decide on my eligibility date.

Begin forwarded message:

From: Lisa Handwerker
Subject: Fwd: CalPERS LETTER
Date: March 24, 2014 11:13:40 PM PDT
To: Lisa Handwerker <

Begin forwarded message:

From: Lisa Handwerker
Subject: Fwd: CalPERS LETTER
Date: November 11, 2013 7:36:15 PM PST
To: Mark Karplus

Begin forwarded message:

From: George Diehr
Subject: RE: RE: CalPERS LETTER
Date: February 21, 2011 4:59:18 PM PST
To: Lisa Handwerker

Lisa,

At least you finally got a relevant response and a detailed explanation. The fact that East Bay is a QSYRO campus is apparently the key factor in determining that summer quarters "count."

What is the situation with the quarters where you received 7 WTUs that should have been 8? As you note, if Spring 2004 and Summer 2004 were increased to 8 WTUs, then (by my reckoning) you would qualify for membership at the start of Summer 2004: your 3 consecutive quarters at 50%+ would be Fall 2003, Winter 2004 and Spring 2004. Membership then starts Summer 2004.

Fwd: CalPERS LETTER

<https://mail.calpac.org/owa/?ae=Item&t=IPM.Note&id=RgAAAAD...>

I don't know what the statute of limitations is on back pay. If you did, in fact, teach two, 4-unit classes then your time-base should have been 8/15ths. Do you have your appointment letter for those terms?

Finally, CFA should know about the interpretation made in your case so that they can warn faculty about accepting a <50% appointment during summer, or any other term for that matter, if it ends up disqualifying them for PERS membership. You should forward your letter to Karpoff and Karplus.

(BTW: Do you know why your messages include all the "garbage" text. See text in red below. This junk text makes it difficult to track thru the messages.)

George

George Diehr
Professor of Management Science, CSU San Marcos
Member, Board of Administration, CalPERS
858-792-1560

From: Lisa Handwerker
Sent: Sunday, February 20, 2011 2:46 PM
To: George Diehr
Subject: Fw: RE: CalPERS LETTER

I thought I had forwarded it to you but if not, here it is again. Thank you.

Lisa Handwerker, Ph.D., M.P.H.
Email: _____

Please note: forwarded message attached

Return-Path: <Robert Jarzombek, _____>
Received: from mx11.dca.unttd.com (mx11.dca.unttd.com[10.171.44.41])
by maildeliver01.vgs.unttd.com with SMTP id AABGXVXAFAYYARQS
for <_____> sender <Robert Jarzombek _____>
Mon, 14 Feb 2011 17:16:54 -0800 (PST)
Received: from _____ (64.57.50])
by mx11.dca.unttd.com with SMTP id AABGXVXACAP23FHS
for <_____> sender <Robert Jarzombek _____>
Mon, 14 Feb 2011 17:16:50 -0800 (PST)
Received: from unknown (HELO _____ ([10.1.8.194])
by _____ with ESMTTP/TLS/AES128-SHA; 14 Feb 2011 17:16:34 -0800
Received: from EXCHANGE.calpers.ca.gov([fe80::3487:1008:86f3:685d]) by
_____ ([10.1.8.194]) with mapi; Mon, 14 Feb 2011 17:16:34 -0800
From: "Jarzombek, Robert" <Robert Jarzombek _____>
To: 'Lisa Handwerker' <_____>
CC: "Anne.Stausboll" <Anne.Stausboll _____>

Fwd: CalPERS LETTER

"DeFlores, Emily" <_____
<Joseph.Caffrey@_____
>

"Caffrey, Joseph"

Date: Mon, 14 Feb 2011 17:16:33 -0800

Subject: RE: CalPERS

Thread-Topic: CalPERS

Thread-Index: AcvIxtwsp8d+ZRA6TF+oou/cMMZ6qgD6BQOg

Message-ID:

<487EC4AE66B68B40891386FB65C7BAE6195D6E1672@_____
>

References: <20110209.175109.1197._____
>

In-Reply-To: <20110209.175109.1197._____
>

Accept-Language: en-US

Content-Language: en-US

X-MS-Has-Attach: yes

X-MS-TNEF-Correlator:

acceptlanguage: en-US

Content-Type: multipart/mixed;

boundary=" _002_487EC4AE66B68B40891386FB65C7BAE6195D6E1672EXCHANGEc
alpe_ "

MIME-Version: 1.0

X-UNTD-BodySize: 190125

X-UNTD-Peer-Info:

199.164.57.50| _____

Robert Jarzombek _____

X-UNTD-UBE:-1

Good evening-

Please find our letter to you attached explaining CalPERS determination of your membership date as March 27, 2006. Should you have any questions, please contact me or Emily.

Thank you,

Rob Jarzombek, Manager
Membership Analysis and Design Unit
CalPERS Employer Services Division

-----Original Message-----

From: Lisa Handwerker [mailto:_____
>

Sent: Wednesday, February 09, 2011 5:51 PM

To: DeFlores, Emily

Cc: Anne.Stausboll@_____: Jarzombek, Robert; Caffrey, Joseph

Subject: RE: CalPERS

But the issue that was being discussed was whether or not I should be eligible from Winter 2004!!!!!!! I believe I am entitled to that. This is the issue which I have been waiting close to two years to resolve.

Fwd: CalPERS LETTER

https://mail.calpac.org/owa/?ae=Item&t=IPM.Note&id=RgAAAAD...

Lisa Handwerker, Ph.D., M.P.H.
Email: _____

----- Original Message -----

Return-Path: <Emily deFlores@_____>

Received: from mx04.vgs.unttd.com (mx04.vgs.unttd.com[10.181.44.34])
by maildeliver08.vgs.unttd.com with SMTP id AABGXGQ9BAJ6HK32
for _____; sender <Emily deFlores@_____>
Wed, 9 Feb 2011 17:14:09 -0800 (PST)

Received: from smtp2.calpers.ca.gov (smtp2.calpers.ca.gov[199.164.57.50])
by mx04.vgs.unttd.com with SMTP id AABGXGQ9BAD769ZS
for <_____> (sender <Emily deFlores@_____>)
Wed, 9 Feb 2011 17:14:09 -0800 (PST)

Received: from unknown (HELO HQPWP506.calpers.ca.gov) ([10.1.8.194])
by smtp2.calpers.ca.gov with ESMTTP/TLS/AES128-SHA; 09 Feb 2011 17:14:08 -0800

Received: from EXCHANGE.calpers.ca.gov([fe80::3487:1008:86f3:685d])
by HQPWP506.calpers.ca.gov (:::1) with mapi; Wed, 9 Feb 2011 17:14:09 -0800

From: "DeFlores, Emily" <Emily deFlores@_____>

To: Lisa Handwerker <_____>, "Anne.Stausboll@_____"
<Anne.Stausboll@_____>

CC: "Jarzombek, Robert" <_____>, "Caffrey, Joseph" <_____>

Date: Wed, 9 Feb 2011 17:14:07 -0800

Subject: RE: CalPERS

Thread-Topic: CalPERS

Thread-Index: Acvlvd2oJuXLA3gDRtS7Rids1sUnTgAANBKA

Message-ID:

<5AADD967F5B64D43BF7E153F7E0E85D81998BF8B92@_____>

v>

References: <20110209.165829.9677.1@_____>

In-Reply-To: <20110209.165829.9677.1@_____>

Accept-Language: en-US

Content-Language: en-US

X-MS-Has-Attach:

X-MS-TNEF-Correlator:

acceptlanguage: en-US

Content-Type: text/plain; charset="us-ascii"

Content-Transfer-Encoding: quoted-printable

MIME-Version: 1.0

X-UNTD-BodySize: 10898

X-UNTD-Peer-Info:

199.164.57.50|_____ Emily deFlores@_____

X-UNTD-UBE:-1

Hi Lisa

We have made a determination of your membership date in CalPERS, which has changed to be March 27, 2006 instead of June 19, 2006; this will provide more earnable

Fwd: CalPERS LETTER

service credit toward your eligibility to the purchase ARSC. However, we are currently validating the total years of earnable service with our Member Services Division. Once we obtain that information we can send you our letter that provides the explanation to the change in your membership date.

I will have staff validate that the change to your time base for Spring 2010 has been reflected in your years of service. We will be able to see when the change occurred and that your service credit reflects this change. Let me know if you have any further questions. Thank you.

Emily de Flores, Membership Reporting Section, ERSD i

-----Original Message-----

From: Lisa Handwerker [

Sent: Wednesday, February 09, 2011 4:58 PM

To: DeFlores, Emily; _____

Cc: Jarzombek, Robert

Subject: RE: CalPERS

I am checking in, as I have not heard anything yet again.

Also, I want to make sure this update is now reflected in my CalPERS membership.

This was sent to me by CSUEB HR department:

"Also, Payroll entered a timebase increase for Spring 2010 from 4/15 (.267) to 2/5 (.4) in Anthropology. Please be advised that Payroll can only verify that the transaction was entered into the payroll system. The State Controller's Office sends a payroll report to CalPERS. The information contained in that report is used to update your CalPERS service credit." Is this change reflected yet in my CalPERS report for 2009/2010 year.

Lisa Handwerker, Ph.D., M.P.H.

Email: lisahand@juno.com

----- Original Message -----

Return-Path: <Emily_deFlores>

Received: from mx02.vgs.unttd.com (mx02.vgs.unttd.com[10.181.44.32])

by maildeliver08.vgs.unttd.com with SMTP id AABGWTK6QAXYLXCJ

for <Emily_deFlores>

Tue, 1 Feb 2011 16:38:38 -0800 (PST)

Received: from <4.57.51>

by mx02.vgs.unttd.com with SMTP id AABGWTK6QARY7LLS

for <Emily_deFlores>

Tue, 1 Feb 2011 16:38:38 -0800 (PST)

Received: from unknown (HELO www.calpers.org, [10.1.8.193])

Fwd: CalPERS LETTER

<https://mail.calpac.org/owa/?ae=Item&t=IPM.Note&id=RgAAAAD>

b) _____ ESMTTP/TLS/AES128-SHA; 01 Feb 2011 16:38:38 -0800
Received: from _____ (80::3487:1008:86f3:685d])
by HQPWP505.calpers.ca.gov (::1]) with mapi; Tue, 1 Feb 2011 16:38:38 -0800
From: "DeFlores, Emily" <Emily.deFlores. _____>
To: Lisa Handwerker _____
CC: "Jarzombek, Robert" <Robert.Jarzombek _____>
Date: Tue, 1 Feb 2011 16:38:36 -0800
Subject: RE: CalPERS
Thread-Topic: CalPERS
Thread-Index: AcuzRwvHQQSpculkQTmOQFzDzNwnLQO+WcVw
Message-ID:
<5AADD967F5B64D43BF7E153F7E0E85D8199873CC3F@_____>
v>
References: <20110113.092524.6594.3 _____>
In-Reply-To: <20110113.092524.6594. _____>
Accept-Language: en-US
Content-Language: en-US
X-MS-Has-Attach:
X-MS-TNEF-Correlator:
acceptlanguage: en-US
Content-Type: text/plain; charset="us-ascii"
Content-Transfer-Encoding: quoted-printable
MIME-Version: 1.0
X-UNTD-BodySize: 7442
X-UNTD-Peer-Info:
199.164.57.51| _____ Emily deFlores
X-UNTD-UBE:-1

Hi Lisa

I just wanted to provide you an update regarding your membership eligibility. We have a few more things to discuss, but hope to issue a decision within the next week as well as coordinate our determination with the Member Services Division for any remaining outstanding issues that need resolved. Again, I apologize for the delay, but as previously indicated I would provide you a status update. Thank you for your continued patience.

-----Original Message-----

From: Lisa Handwerker _____
Sent: Thursday, January 13, 2011 9:25 AM
To: DeFlores, Emily
Cc: _____; Diehr, George
Subject: RE: CalPERS

Emily,

Sorry to learn that you are sick. I hope you feel better. I am confirming that I received your phone call this morning telling me that as of today, January 13, 2011, CALPERS

Fwd: CalPERS LETTER

<https://mail.calpac.org/owa/?ae=Item&t=IPM.Note&id=RgA>

has still not made a decision about whether to grant me the earlier CALPERS start date (Winter 2004), of which I believe I am eligible. Furthermore, you said that there is no timeframe for when CALPERS will make the decision. At this point, no decision is a decision! As a lecturer at CSU East Bay, in a vulnerable position this is causing additional emotional stress. This question about my earlier eligibility was raised more than one year ago and now close to two years. I believe this is an unreasonable amount of time to take to make a decision.

Also, (as per your July 2010 email) can you please let me know if all the mistakes in my service credit been corrected? Additionally, did CALPERS add service credit for Spring 2010, an extra 2 units awarded by CSUE?. Can you please send me a new statement of how much service credit I currently have since my annual statement from CALPERS was incorrect. In Fall 2010 I taught 100% or 16 units (paid 15 units) and Winter 2011 I am teaching 16 units (paid 15 units credit) or 100% time. Thank you.

Lisa Handwerker, Ph.D., M.P.H.
Email: _____

----- Original Message -----

Return-Path: " " " "
Received: from mx03.vgs.untcd.com (mx03.vgs.untcd.com[10.181.44.33])
by maildeliver07.vgs.untcd.com with SMTP id AABGEBEFEAC9YK2
for _____ sender _____
Fri, 16 Jul 2010 10:02:28 -0700 (PDT)
Received: from outbound-mail.vgs.untcd.com (smtput05.vgs.untcd.com [10.181.42.35])
by mx03.vgs.untcd.com with SMTP id AABGEBEFEARRGF.JJ
for _____ sender _____
Fri, 16 Jul 2010 10:02:28 -0700 (PDT)
DKIM-Signature: v=1; a=rsa-sha256; c=relaxed/relaxed; d=juno.com; s=alpha;
t=1279299739; bh=47DEQpj8HBSa+/TImW+5JCeuQeRkm5NMpJWZG3hSuFU=;
i=0;
h=From:Date:To:Cc:Subject:Message-Id:Content-Type;
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HgrRIEt6sX8LB141YrAz9l69c6liDFziwwhAzMH0=
X-UOL-TAGLINE: true

Received: from outbound-bu1.vgs.untcd.com (webmail14.vgs.untcd.com [10.181.12.154])
by smtput05.vgs.untcd.com with SMTP id AABGEBED2ASJN3W2
for _____ i> (sender _____)
Fri, 16 Jul 2010 10:01:44 -0700 (PDT)

X-UNTD-OriginStamp:
/LFwN06HHLIzQevJPJ2zwDkHNGmY+Lfhoo0eQtyC6nnCAstlkhpnlw==
Received: (from _____
by webmail14.vgs.untcd.com (jqueuemail) id QJYSBJNY; Fri, 16 Jul 2010 10:01:27 PDT

Received: from [69.204.131.57] by webmail14.vgs.untcd.com with HTTP:

Fwd: CalPERS LETTER

<https://mail.calfac.org/owa/?ae=Item&t=IPM.Note&id=RgAAAA>

Sent: Wednesday, April 07, 2010 8:43 PM
To: DeFlores, Emily
Cc: "
Subject: RE: CalPERS

I just received it on Tuesday. Thank you. I am still unclear about some of the things you write in it. I would like to know what my total credit is right now (including the credit I bought back and since I have become a member). Also, I would like to know when this issue is going to be resolved. I have waited a very long time and I am trying to make certain decisions each and every quarter based on this and cannot. Thank you.

Lisa Handwerker, Ph.D., M.P.H.
Email: _____

----- Original Message -----
From: "DeFlores, Emily"
To: Lisa Handwerker
Subject: RE: CalPERS
Date: Wed, 7 Apr 2010 18:06:37 -0700

Hi Lisa,
Sorry for the delay in responding. I've attached a copy of the letter that was sent and that you should have received, please let me know if it has not yet reached you. I need to determine if these are any issues with our mailroom and delays in sending correspondence. Thank you.

-----Original Message-----
From: Lisa Handwerker
Sent: Sunday, April 04, 2010 8:17 PM
To: DeFlores, Emily
Cc: _____
Subject: Re: CalPERS

Hello. I was out of the country and was unable to return your call until now. I understand that you left a voice mail and wanted to talk to me. I prefer if you send me an email. You said I would received a letter but I have not received that letter. Thank you.

Lisa Handwerker, Ph.D., M.P.H.
Email: _____

Please note: message attached

From: "DeFlores, Emily"
To: "

Fwd: CalPERS LETTER

<https://mail.calpac.org/owa/?ae=Item&t=IPM.Note&id=RgAAAAD...>

Subject: CalPERS
Date: Mon, 22 Mar 2010 10:21:31 -0700

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HANDWERKER EXHIBIT K

**MARKED FOR IDENTIFICATION
AND INCLUDED IN THE RECORD
BUT NOT CONSIDERED BY THE ALJ**

(See Attachment I)

HANDWERKER EXHIBIT L

**MARKED FOR IDENTIFICATION
AND INCLUDED IN THE RECORD
BUT NOT CONSIDERED BY THE ALJ**

(See Attachment I)

HANDWERKER EXHIBIT M

NOT ADMITTED BY ALJ

HANDWERKER EXHIBIT N

**MARKED FOR IDENTIFICATION
AND INCLUDED IN THE RECORD
BUT NOT CONSIDERED BY THE ALJ**

(See Attachment I)