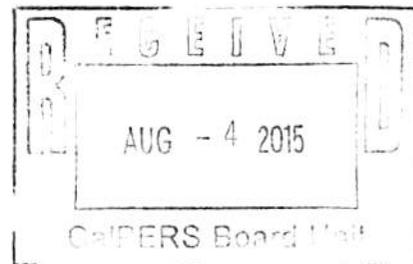


**ATTACHMENT C**  
**RESPONDENT'S ARGUMENT**

July 25, 2015

Cal Pers Retirement  
Legal Office  
Cheree Swedensky  
P.O. Box 942701  
Sacramento, California 94229



Dear Ms. Swedensky and Board Members:

This correspondence is in response to the recent denial of my retirement benefits which I received in a correspondence from you dated June 9, 2015. It is my intention via this correspondence to respectfully request Cal Pers look into my claim of disability once again.

Two years ago I applied for retirement due to health issues and in the duration of waiting for your approval/denial my physical condition has not improved. As a matter of fact it has worsen. Therefore, I am requesting that Cal Pers look further into my medical claims and advise me as to what to do since my claim was denied and no mention of further instructions was stated in your correspondence. DO I NEED to RE-APPLY and start this long grueling process all over again or do I return to work? For indeed bleeding on the brain is a serious matter and a medical time bomb waiting to explode. After all many a medical professionals have refereed to hypertension as the silent killer. Between bleeding on my brain, Poly cystic ovarian syndrome (which attributes to high blood pressure and high blood sugars), and the pain from neuropathy in my feet and hands it's very difficult for me to get through a day. I've been treated for high blood pressure since the age of 18 and to date doctor's have been able to successfully get it under control which has led to other blood pressure related issues.

I would ask that upon discussion of my case with the Board that you look at ALL the medications I take on a daily basis and the dosages which I do not have the option of not taking. It is simply a matter of survival as my very life depends on managing my blood pressure and blood sugars. It depends on me maintaining the element of pain, for pain is a contributing factor in my blood pressure rising.

Now, my concern, as well as my family (Justin Donley legal next of kin) is what is to become of me now? Again, do I need to re-apply for my benefits or return to work with a clearance/approval from you. Certainly, I am sure your legal department would rather not be responsible for sending me back to work, of any sort whereby I am subject to a stroke, pass out (as often is the case with the bleeding brain) hit my head and cause further trauma to an already malfunctioning brain, cause injury to myself and others? Consider what if I am to fall from my inability to balance myself on my feet due to neuropathy? For as recent as September 7, 2011 I was taken off from work for: extreme high blood pressure, nose bleeds (at my desk) and headaches. If Cal Pers would respectfully request my service records from LAUSD you will find many times I had to be taken off from work due to HIGH BLOOD PRESSURE ALONE. Now it is as an uncontrollable forest fire with no means to put it out. So, if you will please let me know (and in writing) is Cal Pers willing to accept responsibility should anything happen to me at the workplace as a result of high blood pressure, a fall, an injury? For surely I have informed you my son will use the full weight of the law to pursue actions should ANYTHING happen to me at the workplace site. Will Cal Pers require an autopsy to verify I was really unable to work?

Since YOUR DOCTOR put it on the record that my condition was irreversible and as she put it "parts of my brain are already dead and dying" WOW. I am not sure if I have had this particular condition

since I have complained for several years about headaches that have escalated to blurry vision. In addition, this was one of my main complaints to YOUR DOCTOR as well when I saw her for my IME. My doctor at Kaiser Permanente failed to act when I complained about the headaches, nose bleeds, and the sensation that my brain was going to pop out of head by the end of the work day nonchalantly claiming "it's just your blood pressure". No MRI, NO EEG. For your doctor also told me it is your blood pressure. Who knows if or how long I have had this "bleeding on the brain". Since according to what I understood from the medical staff at Cedars Sinai this issue with my brain looks old. Did I slip though medical cracks? Certainly. Now I understand why at times I had to stop working and "sit down and wait for the room to stop spinning".

Also I would ask that the Board take into consideration how am I to perform any work duties with the amount of medications that I take on a daily basis? And yet Cal Pers is willing to subject LAUSD to the possibility of entrusting me with children. After reviewing my medications ask yourselves would you entrust me with the care of YOUR child? Would you hire me as an employee knowing full well the amount of drugs that I would be taking during the course of the day? Would you as an employer feel confident in me handling important or confidential documents? Would you be willing to stake your reputation on the fact that I am a competent employee able to handle confidential documents? Would you send your child to the office for me to help them when they have a medical emergency? Remember my brain has issues and there are time when I transpose numbers and letter so calling 911 may take a while as your child requires immediate help from a bee sting or an allergic reaction. Would you allow me to enroll you son or daughter making sure I inputted all the right documentation about their needs for if I input it wrong he or she will spend weeks in the wrong class setting. Or what if I forget to send a report to LAUSD for attendance or request supplies or tell the cafeteria manager your child is allergic to a particular food? I am not afforded the privilege of 100% brain function.

These and many other questions like this run through my mind as over the past twenty years with LAUSD I have been called on to multitask, called on by administration to administer first aide, deal with massive amounts of paperwork from enrollment to Special Education scheduling of I.E.P.'s (I dare not mess that up for parents are always looking to sue when their child does not receive services). My point is this, I just do not have the mental capacity or physical stamina to work. This is deeply depressing, at 47 years of age I am reduced to the regiment of a senior citizen. This is embarrassing as I am no longer a productive member of society. Either I am forgetful or my feet keep me in such pain that I am useless. Dim eyes from diabetes make me a candidate for a retirement home. The irony of this is that I loved my work and had planned on working for LAUSD until the D fell off. The shame of being unproductive haunts me every morning at 5:00 am. Melancholy reminds me I was once getting ready for work about this time. Now, I am taking my first does of hypertension meds to keep me from having a major stroke. No longer do I have the joy of watching a senior graduate, the excitement of watching a kindergartener learn to read, the pure enthusiasm of a hard working teacher and the appreciation expressed with the fact that I had something to do with them doing their job was enough to get me out of bed for those twenty something years. Regardless of the Boards decision I will yet count it a privilege to have been apart of something so wonderful as the educating of young minds. Yet this is the price I have to pay if I want to continue living life without being subject to a heart attack or a stroke. Lets not forget the anxiety and depression meds that make you as if you were the "walking dead" and yet without them I am subject to suicidal thoughts. I did not want this for myself for who would want to be on all the medications I have to take? Just a simple act of enjoying an apple I can not appreciate as I can not put one morsel of food in my mouth without the pricking of my finger to check my blood sugar let along watch my mom (whom I should be taking care of) work out the mathematical equations of distributing and administering insulin all the day. And why? All because I was born with ovaries that had the audacity not to function with any normality.

Poly cystic ovaries has robbed me, neuropathy has robbed me, hypertension has robbed me fibromyalgia has robbed me. Is it the intention of Cal Pers to rob me as well? To withhold the spirit of justice and not the letter thereof and deny me what I diligently put aside for such a time as this is tantamount as robbery. Two years is a long time to "fake" an illness and all the while I am slipping into the darkness of a possible stroke, the darkness of depression, the shame of having someone having to care for me. The second guessing myself all day long as I deal with the loss of my memory. Watching my doctors talk to family members as if I am not there. For your denial is the very accusation that I am a FAKE. I hope that an autopsy will not have to be delivered to your legal department vindicating that truly I was telling the truth about my health issues and the inability not to work.

Therefore, I am respectfully requesting that the Board take into consideration the fact that my brain is dying and may have been doing so for sometime. That I have already had mini-strokes.

Was I victim of mini strokes upon examination by your doctor? And that I suffer from neuropathy that would cripple a horse, that daily I battle to keep my blood pressure under control for this is how I control the bleeding brain. IS IT THAT I MUST RE-APPLY for benefits when it has been testified that I am indeed sick.? I invite Cal Pers to request my medical records and along with this correspondence will give consent to do so. I thank you and the Board for hearing my case and I anxiously await your decision as you take a second look into my claim. Below you will find a list and dosage of my daily medications are as follows:

The following medications are taken by Tanya Donley employee LAUSD 567694

1. Gabapentin 400mg two capsules three times per day for foot pain
2. Clonazepam 5mg by mouth every 6 to 8 hours
3. Abilify 10mg at bedtime
4. Metformin 500mg for the treatment of Poly cystic Ovaries
5. Omeprazole 20mg to help with the pre-ulceric condition from stress and meds
6. Terazosin 5mg at 6:00 pm daily to control blood pressure
7. Synthroid 100-50mg daily depending on lab work ( for thyroids had to be removed due to the development of nodules)
8. Lisinopril 40mg twice a day protects kidneys
9. Pioglitazone 1 per day controls blood sugars
10. Rosuvastatin 40mg per day helps control cholesterol (side effect of poly cystic ovaries)
11. Dulera 2 puffs in the morning (I suspect blood pressure meds cause the wheezing)
12. Clonidine Patch 0.3mg applied weekly for high blood pressure
13. Paroxetine 40mg each morning for depression
14. Diltiazem 360mg 1 per morning to control blood pressure
15. Insulin R 25 units each morning
16. Insulin Human sliding scale
17. Lasix 40mg per day helps to remove fluid in legs due to medications
18. Hydralazine three times per day MUST TAKE controls blood pressure
19. Tramadol 50mg when headaches get out of control
20. Prednisone 20mg for asthma when it gets out of control
21. TIPRAMATE 2.5mg suppose to keep me from passing out and onset of seizures

I am respectfully asking that the Board take into consideration the amount and SIDE EFFECTS of these drug as most of them can and do make you very sleepy even driving is ill advised especially on

anxiety medication.

TO THE FOLLOWING DOCTORS AND MEDICAL FACILITIES:

DR. MARVIN P. OSMAN, MD PhD  
462 N LINDEN DRIVE  
SUITE 446  
BEVERLY HILLS, CA 90212

HUBERT H. HUMPHREY MEDICAL FACILITY  
5850 S. MAIN STREET  
LOS ANGELES, CA 90003

CEDARS SINAI  
8700 BEVERLY BLVD  
BEVERLY HILLS, CA 94710

MARTIN LUTHER KING MEDICAL IMAGING DEPARTMENT  
1680 E. 120TH STREET  
LOS ANGELS, CA 90002

I TANYA EVETTE DONLEY DO HERBY GIVE CONSENT TO THE ABOVE MEDICAL DOCTORS AND FACILITIES TO RELEASE MY RECORDS TO CAL PERS AND THEIR AGENTS FOR THE PURPOSES OF MAKING AN INFORMED DESSION REGARDING MY DIABILITY CLAIM.

C: LAUSD

Typed by Linda Davis

Willing to send me back to work knowing I have brain issues?

Humphrey CHC Pharmacy, 5850 Main St., Room 1102, Los Angeles, CA 90003 323-846-4316  
100085547 DONLEY, TANYA E.  
QTY: 240 TOPIRAMATE 25MG TAB

DATE: 07/22/2015 0041219108-00/  
Prescriber: Johnston, Marj

5 Refill Before 07/22/16

Counseling Messages  
NOT INTENDED AS PATIENT LEAFLET

**Why is it prescribed ?**

This medicine is used with other drugs for the treatment of epilepsy.

**Possible side effects:**

Dizziness; Nausea; Sleepiness; Decreased appetite; Confusion; Depression; Nervousness; Feeling uncoordinated; Shakiness; Weight loss; Diarrhea.

**How should it be used ?**

Take with or without food REGARDLESS of meal times. If stomach upset occurs, take with food.

**Other precautions :**

May cause dizziness and sleepiness. Avoid alcohol. Do not drive if drowsy.

**How should it be stored ?**

Keep in original closed container in a dark, cool, and dry place away from children. Discard unneeded medicine.

**What if I miss a dose ?**

Take or Use when remembered unless time for next dose. No double doses.

Shape: Round  
Front ID:  
Back ID:  
Front Color: White to Off-w  
Back Color: White to Off-w

*Acetaminophen*

5 of 6



Call your doctor for medical advice about side effects. You may report side effects to FDA at 1-800-FDA-1088.



Consult your pharmacist or physician with a list of medications you are currently taking if you have any questions about adverse drug reactions.

COUNTY OF LOS ANGELES DEPARTMENT OF HEALTH SERVICES

Harbor UCLA Medical Center  
 1000 W. Carson Street  
 Torrance, CA 90509

4/2/2014



Harbor-UCLA  
 MEDICAL CENTER

- Adult Emergency - (310) 222-3528
- Pediatric Emergency - (310) 222-2317
- Psychiatric Emergency - (310) 222-3144
- C.O.R.E. Unit - (310) 222-6834  
 (Cardiovascular Open Access Rapid Evaluation)

**Emergency Department Discharge Packet**

Patient: Donley, Tanya Evette

DOB:

Age:

Attending MD: Peterson, Michael, Md

Resident: Keller, Karen M. D.

Dispositioning RN:

Dx 1: Polycystic Ovarian Syndrome  
 Dx 2: Hydrosalpinx

Prescriptions Given

Rx	Dose/Conc	Freq/Rte	Disp
Norco Tablets (acetaminophen; hydrocodone)	325mg,10mg	1 tablet by mouth every 6 hours as needed for pain	#10 (ten) tablets

Disposition: Home

Discharged With:

Mode of Departure:

Patient Follow Up Information

Follow-Up Services	Address	City	State	Zip	Phone	Appt Date	Appt Time	Comment	
Ob/Gyn Continuity	OB/GYN CONTINUITY								4/8 Tuesday at 1:30pm

Other Instructions: Please follow up with the specialists as scheduled, return to the ED for worsening symptoms, fever, vomiting, or any other concerning symptoms.



Patient Identification

Patient: Donley, Tanya Evette  
 MRUN Account:  
 DOE Age:

6 of 6