ATTACHMENT C

RESPONDENT'S ARGUMENT

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CalPERS Board Unit

Ref. no. 2014-0356

Miss Swendensky

I am sorry my response is late. I have been in the hospital.

First let me say the judge listed my medical conditions as diabetes & bad knees. Those were my husbands issues. My medical problems are a heart condition, a blood disorder & a bone marrow issue. It was because of these issues my husband wanted to make sure I was taken care of.

My income is $1300 a month paying for medication, rent, groceries, car insurance is impossible. I had been staying with my sister & caring for her as she had pancreatic cancer. But she is gone now and I have to find a place to live. It is impossible.

All I have heard for 2½ years is his spouse. He hated her, he would not have intentionally left his pension to her,

I am told I am not even entitled to his pay for the last 11 days of his life. We were married 18 years, loving each other and living together at the time of his death. But she is entitled and I am left with nothing. This is not what my husband intended. He always ~~wa~~ made me promise to take care of my health. But I can't do that.

Errors I am sure have been made on both sides. But a president can be set & this rectified. This woman is well off and I am living at the poverty level. Without enough to take care of myself. I can't even send our grandchildren birthday cards.

I do not want another wife to go through this.

Mis Brazil has a husband, my husband is gone and wanted me taken care of.

I am not well and this is taking a terrible toll on me. Please consider what I have said and help me.

Being told my husband lied to me and was worried about less money on his pension is crazy. We both worked and made good money. Sometimes the people at pers have been rude, talked down me and only care about the ex wife.

Please look at what I am saying and set a precedent so noone else needs to go through what I am going through.

Respectfully
Diane Martin